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21 Attorneys for Defendants

22 RadNet Employee Benefit Plan

23 RadNet Management, Inc.

24 **UNITED STATES DISTRICT COURT**
25 **NORTHERN DISTRICT OF CALIFORNIA**

26 GLENN M. STROME, M.D.,

27 Plaintiff,

28 v.

29 RADNET EMPLOYEE BENEFIT PLAN;

30 RADNET MANAGEMENT, INC., in its

31 capacity as designated Plan Administrator,

32 Defendants.

) Case No. 3:16-cv-01242-WHO

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29 By this Stipulation and [proposed] Order, the parties respectfully request that
30 the Court dismiss the action in its entirety without prejudice under Rule 41(a)(2) of the Federal

1 Rules of Civil Procedure and direct that plaintiff may submit his application for recovery of
2 attorneys' fees and expenses under ERISA, 29 U.S.C. §1132(g) within thirty days of the
3 Court's order. A proposed form of order is set forth below.

4
5 DATED: June 13, 2017

Respectfully submitted,

JULIAN M. BAUM & ASSOCIATES

KANTOR & KANTOR LLP

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7
8 By: /s/ by Julian M. Baum
Julian M. Baum
Attorneys for Plaintiff
9 Glenn M. Strome, M.D.

10
11 DATED: June 13, 2017

WILSON, ELSER, MOSKOWITZ
EDELMAN & DICKER LLP

12 By: /s/ by Donald P. Sullivan
13 Donald P. Sullivan
Attorneys for Defendants
14 RadNet Employee Benefit
Plan; RadNet Management, Inc.

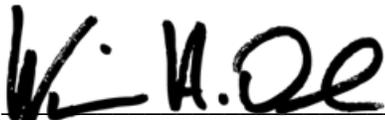
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16 **ORDER**

17 The parties having stipulated as set forth above, IT IS HEREBY ORDERED AS
18 FOLLOWS:

- 19 1. The action is hereby dismissed without prejudice;
20 2. Plaintiff may file and serve his application for recovery of attorneys' fees and
21 expenses under ERISA, 29 U.S.C. §1132(g) within thirty days of entry of this Order.

22 **IT IS SO ORDERED.**

23
24 Dated: June 14, 2017


25 WILLIAM H. ORRICK
26 UNITED STATES DISTRICT JUDGE

27 **[Civil L.R. 5-1(i) Attestation on next page]**

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ATTESTATION OF CONCURRENCE IN FILING

I, Julian M. Baum, hereby attest that concurrence in the filing of the foregoing document has been obtained from each of the other Signatories.

DATED: June 13, 2017

Respectfully submitted,
JULIAN M. BAUM & ASSOCIATES
KANTOR & KANTOR LLP
By: /s/ by Julian M. Baum
Julian M. Baum
Attorneys for Plaintiff
Glenn M. Strome, M.D.