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Dignity Health  
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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION  
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11 SIMONMED IMAGING, INC., an ARIZONA  
12 CORPORATION,

13 Plaintiff,

14 v.

15 DIGNITY HEALTH, a DOMESTIC  
NONPROFIT CALIFORNIA  
16 CORPORATION, Does 1 through 10,

17 Defendant.  
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**CASE NO.: 17-cv-02907-JST**

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER FOR  
DISMISSAL WITH PREJUDICE**

1 **TO THE COURT, CLERK OF COURT, AND ALL PARTIES:**

2 IT IS HEREBY STIPULATED by and between Plaintiff SimonMed Imaging, Inc.  
3 (“SimonMed”), and Defendant Dignity Health (“Dignity”), that all of SimonMed’s claims against  
4 Dignity be dismissed from this action with prejudice pursuant to Federal Rules of Civil Procedure  
5 section 41(a)(2), that all of Dignity’s counterclaims against SimonMed be dismissed from this  
6 action with prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(2), and that each  
7 party shall bear its own attorneys’ fees and costs.

8 Dated: April 19, 2018

Respectfully submitted,

9 /s/ Rowan Mason

10 Brian Selden  
Rowan Mason  
JONES DAY

11 Attorneys for Defendant  
12 Dignity Health

13  
14 Dated: April 19, 2018

Respectfully submitted,

15 /s/ Gerald Richelson

16 David J. Millstein  
Gerald Richelson  
MILLSTEIN & ASSOCIATES

17 Attorneys for Plaintiff  
18 SimonMed Imaging, Inc.

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20 **FILER’S ATTESTATION**

21 I attest under penalty of perjury that concurrence in the filing of this document has been  
22 obtained from all signatories.

23 Dated: April 19, 2018

Respectfully submitted,

24 /s/ Rowan Mason

25 Brian Selden  
Rowan Mason  
JONES DAY

26 Attorneys for Defendant  
27 Dignity Health

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~~PROPOSED~~ ORDER

Pursuant to the stipulation of the Parties, all of SimonMed's claims against Dignity are dismissed with prejudice, all of Dignity's counterclaims against SimonMed are dismissed with prejudice, and each party shall bear its own attorneys' fees and costs. **IT IS SO ORDERED.**

Dated: April 19, 2018

  
HONORABLE JON SOTIGAR  
UNITED STATES DISTRICT JUDGE