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FILED

DEC 11 2008

RICHARD W. WITKING
CLERK OF DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

12 MICHAEL TODD

13 Plaintiff,

14 v.

15 A. LAMARQUE, et al.,

16 Defendants.
17

Case No. C 03-3995 SBA (BZ)

~~PROPOSED~~ ORDER OF DISMISSAL
OF ACTION

Judge: The Honorable Sandra B. Armstrong

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19 Plaintiff's counsel, the firm of Heller Ehrman LLP, has informed the Court that it is in the
20 process of dissolving and that it will shortly cease to practice law. The Heller Ehrman attorneys
21 that represented Plaintiff in this pro bono action are no longer employed by Heller Ehrman.

22 After the plaintiff's settlement of this action, this Court retained jurisdiction for the sole
23 purpose of resolving an outstanding sanctions dispute in which Heller Ehrman, for its own account
24 and not for the account of plaintiff, sought recovery of certain fees and costs. Heller Ehrman has
25 advised the Court that it no longer seeks such recovery and that it withdraws its Motion For
26 Discovery Sanctions.

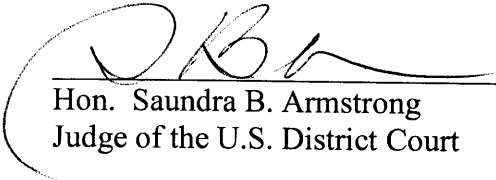
27 The Court finds that good cause exists for the withdrawal of the Motion for Discovery
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1 Sanctions. No further controversy remaining in this action, and good cause appearing therefore,

2 IT IS ORDERED

3 that this action shall be, and hereby is, dismissed and that all proceedings are concluded.

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5 DATED: December 8, 2008



Hon. Sandra B. Armstrong
Judge of the U.S. District Court

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