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19 UNITED STATES DISTRICT COURT  
 20 NORTHERN DISTRICT OF CALIFORNIA  
 21

22 HARLAN IVES and SHELLEY  
 MARDER,  
 23 Plaintiffs,  
 24 v.  
 25 KEMPER INDEPENDENCE  
 26 INSURANCE COMPANY, and DOES 1  
 through 100, inclusive,  
 27 Defendants.  
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CASE NO. CV08-5276 SBA  
**STIPULATION AND ORDER FOR  
 DISMISSAL WITH PREJUDICE**  
**[FED.R.CIV.P 41(a)(1)(A)]**  
  
**HON. SAUNDRA B. ARMSTRONG**

1 IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN plaintiffs  
2 HARLAN IVES and SHELLEY MARDER and defendant KEMPER INDEPENDENCE  
3 INSURANCE COMPANY, through their respective attorneys of record herein, that this entire  
4 action shall be DISMISSED WITH PREJUDICE, each party to bear their own attorneys' fees  
5 and costs.

6  
7 DATED: October \_\_, 2009

MANNION & LOWE

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10 By: \_\_\_\_\_ /s/  
11 E. Gerard Mannion  
12 Wesley M. Lowe  
13 Attorneys for Plaintiffs  
14 HARLAN IVES and SHELLEY MARDER

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16 DATED: October \_\_, 2009

LAW OFFICES OF PHILIP T. PRINCE

17  
18 By: \_\_\_\_\_ /s/  
19 Philip T. Prince  
20 Attorneys for Plaintiffs  
21 HARLAN IVES and SHELLEY MARDER

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23 DATED: October 13, 2009

SEDGWICK, DETERT, MORAN & ARNOLD LLP

24  
25 By: \_\_\_\_\_ /s/  
26 Bruce D. Celebrezze  
27 Jonathan T. Rodriguez  
28 Jamison R. Narbaitz  
Attorneys for Defendant  
KEMPER INDEPENDENCE  
INSURANCE COMPANY

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**ORDER**

IT IS SO ORDERED.

Dated: \_10/16/09



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HON. SAUNDRA B. ARMSTRONG  
UNITED STATES DISTRICT JUDGE