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6 7	Attorneys for Plaintiff FIRST REPUBLIC BANK, A Division of Merrill Lynch Bank & Trust Co., FSB			
8	UNITED STATES DISTRICT COURT			
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA			
10	OAKLAND DIVISION			
11				
12	FIRST REPUBLIC BANK, A Division of Merrill Lynch Bank & Trust Co., FSB, a U.S.	No. CV 09-044	83-PJH	
13	federal savings bank,	FIRST REPUB REQUEST FO	BLIC BANK'S R DISMISSAL OF ALL	
14	Plaintiff, v.	DEFENDANTS; [PROPOSED] ORDER DISMISSING ALL DEFENDANTS		
15	THE END OF MUSIC, LLC, a California	Action Filed:	September 23, 2009	
16 17	limited liability company, COURTNEY LOVE, an individual, and LAIRD NORTON TYEE TRUST COMPANY, a Washington corporation sued as trustee of the FRANCES	Trial Date:	TBD	
18	BEAN COBAIN IRREVOCABLE TRUST,			
19 20	Defendants.			
21	TO THE HONORADIE BUNGLIO LIVANGETON AND THE OLERA OF THE UNITED			
22	TO THE HONORABLE PHYLLIS J. HAMILTON AND THE CLERK OF THE UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA:			
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	- 1 - REQUEST FOR DISMISSAL; [PROPOSED] ORDER OF DISMISSAL			
	CV 09-04483-PJH			

1 Pursuant to the Settlement Agreement and Mutual Release (the "Agreement") 2 entered into by all parties in and with regard to the above-captioned action, plaintiff First 3 Republic Bank hereby requests this Court to enter an order dismissing the case against 4 all defendants with prejudice. Except as otherwise required by the terms of the 5 Agreement, each party will bear its own costs, expenses, and attorneys' fees. 6 7 8 DATED: November 3, 2009 HANSON BRIDGETT LLP 9 By: /s/ 10 BATYA F. SWENSON Attorneys for Plaintiff 11 FIRST REPUBLIC BANK, A Division of Merrill Lynch Bank & Trust Co., FSB 12 13 ORDER 14 IT IS HEREBY ORDERED THAT the above-captioned matter is dismissed with 15 prejudice as to all defendants; and 16 IT IS HEREBY FURTHER ORDERED THAT each party will bear its own costs, 17 expenses, and attorneys' fees except as otherwise required by the terms of the parties' 18 Settlement Agreement and Mutual Release. 19 20 DATED: November 6 , 2009 IT IS SO ORDERED 21 TON 22 Judge Phyllis J. Hamilton 23 24 25 26 27 28