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13 Attorney for Plaintiff,
LONNIE PHIPPS

14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**

16 LONNIE PHIPPS,
 17 Plaintiff,
 18 v.
 19 RELIANCE LIFE INSURANCE COMPANY,
 20 Defendants.
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Case No.: C 11-02151 SBA

**STIPULATION RE VOLUNTARY
 DISMISSAL OF ENTIRE ACTION
 WITH PREJUDICE; ORDER**

Assigned For All Purposes To:
 Honorable Sandra B. Armstrong

Action Filed: May 2, 2011

25 IT IS HEREBY STIPULATED BY AND BETWEEN plaintiff LONNIE PHIPPS, and
 26 defendant RELIANCE LIFE INSURANCE COMPANY, through their attorneys of record, that the
 27 parties have resolved this matter in its entirety.

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1 IT IS HEREBY AGREED AND STIPULATED that this entire action, including the
2 complaint and any counterclaim on file herein, shall be dismissed with prejudice and in its entirety,
3 each side to bear their own attorney fees and costs.

4
5 Dated: March 6, 2013

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

6
7 By: _____

SEAN P. NALTY
DENNIS J. RHODES
Attorneys for Defendant,
**RELIANCE LIFE INSURANCE
COMPANY**

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11 Dated: March ____, 2013

LAW OFFICES OF
LAURENCE F. PADWAY

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13 By: _____

LAURENCE F. PADWAY
Attorney for Plaintiff,
LONNIE PHIPPS

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17
18 **[PROPOSED] ORDER**

19 Pursuant to the settlement of this matter and the stipulation of the parties, this matter is
20 hereby dismissed with prejudice and in its entirety, each side to bear its own attorney's fees and
21 costs.

22
23 **IT IS SO ORDERED.**

24 Dated: 3/8/13



HONORABLE SAUNDRA BROWN ARMSTRONG
UNITED STATES SENIOR DISTRICT JUDGE

CERTIFICATE OF SERVICE

Lonnie Phipps v. Reliance Standard Life Insurance Company
Case No. C 11-02151 (JCS)

At the time of service I was over 18 years of age and not a party to this action. I am employed by WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP. My business address is 525 Market Street, 17th Floor, San Francisco, California 94105. My business telephone number is (415) 433-0990; my business fax number is (415) 434-1370. On this date I served the following document(s):

STIPULATION RE VOLUNTARY DISMISSAL OF ENTIRE ACTION WITH PREJUDICE; [PROPOSED] ORDER

on the person or persons listed below, through their respective attorneys of record in this action, by placing true copies thereof in sealed envelopes or packages addressed as shown below by the following means of service:

: **By Electronic Service.** Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed below.

Laurence F. Padway, Esq. Law Offices of Laurence F. Padway 1516 Oak Street, Suite 109 Alameda, CA 94501 Telephone: (510) 814-6100 Facsimile: (510) 814-0650 Email: Lpadway@padway.com <i>Attorney for Plaintiff, Lonnie Phipps</i>	Mark J. Shostak, Esq. Law Offices of John E Hill 8105 Edgewater Drive, Suite 100 Oakland, CA 94621 Telephone: (510) 588-1000 Facsimile: (510) 729-6333 <i>Attorney for Plaintiff, Lonnie Phipps</i>
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my knowledge.

EXECUTED on March 8, 2013, at San Francisco, California.

Marissa Y. Otellini

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SERVICE LIST
Lonnie Phipps v. Reliance Standard Life Insurance Company
Case No. C 11-02151 (JCS)

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- : **By Electronic Service.** Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed below.

- : **By Overnight Delivery.** I enclosed the documents in an envelope or package provided by an overnight delivery carrier and address to the persons at the addresses below. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

- : **By Messenger Service.** I served the documents by placing them in an envelope or package addressed to the persons at the addresses listed below and provided them to a professional messenger service for service.

- : **By United States Mail.** I placed the envelope(s) for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

- : **By Fax Transmission.** Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission, which was printed out, is attached.

Dismissal filed w/o prejudice as to 3/1/11:

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***Attorney for Defendant,
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