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 26 FENNER & SMITH INCORPORATED and BANK OF
 27 AMERICA CORPORATION

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA

21 ROCHELLE LEININGER,

22 Plaintiff,

23 vs.

24 MERRILL LYNCH, PIERCE, FENNER &
 25 SMITH, INCORPORATED; BANK OF
 26 AMERICA CORPORATION, and DOES
 27 1-20, inclusive,

28 Defendants.

CASE NO. CV-11-2623 LB

~~PROPOSED~~ ORDER DISMISSING
 ACTION WITH PREJUDICE

~~PROPOSED~~ ORDER DISMISSING ACTION
 WITH PREJUDICE
 CASE NO.: CV-11-2623 LB

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WHEREAS, Plaintiff Rochelle Leininger and Defendant Merrill Lynch, Pierce, Fenner & Smith Inc. filed a Request For Dismissal With Prejudice;

WHEREAS, in the Request for Dismissal With Prejudice, the parties requested that this matter be dismissed, effective as of the date of the filing of the Request, with prejudice and with each party bearing its own attorneys' fees and costs; and

WHEREAS, the parties have agreed that no party is a prevailing party.

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED THAT this matter is DISMISSED in its entirety with prejudice, with each party bearing its own attorneys' fees and costs, effective December 28, 2011. No party is a prevailing party for any purpose.

DATED: January 4, 2012



The Honorable Laurel Beeler
United States District Judge

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