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 LIQUIDATING TRUST COMMITTEE FOR THE DEL
 9 BIAGGIO LIQUIDATING TRUST

10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**
 12 **SAN FRANCISCO DIVISION**

14 In re:
 15 WILLIAM JAMES DEL BIAGGIO, III,
 16 Debtor.

17 LIQUIDATING TRUST COMMITTEE FOR
 18 THE DEL BIAGGIO LIQUIDATING
 TRUST,
 19 Appellant,
 20 v.
 21 AEG FACILITIES, INC., *et al.*
 22 Appellees.

Hon. Yvonne Gonzalez Rogers
 Dist. Ct. Case No. 4:12-cv-03918-YGR
 Bankr. Ct. Case No. 08-30991 TEC 11

**[PROPOSED] ORDER GRANTING
 MOTION FOR VOLUNTARY
 DISMISSAL OF APPEAL PURSUANT TO
 SETTLEMENT**

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1 This matter is before the Court on the *Motion for Voluntary Dismissal of Appeal Pursuant*
2 *to Settlement* (the “Motion”) filed by the Liquidating Trust Committee of the Del Biaggio
3 Liquidating Trust (“Appellant”), on November 21, 2012, seeking an order dismissing this appeal
4 pursuant to Rule 8001(c)(2) of Federal Rules of Bankruptcy Procedure.

5 All parties having been given notice of the Motion and an opportunity to respond to the
6 Motion, and the Court having reviewed the Motion and accompanying papers, and considered the
7 pleadings and evidence herein, and good cause appearing therefor,

8 IT IS HEREBY ORDERED THAT:

- 9 1. Appellant’s Motion is GRANTED.
- 10 2. The above-captioned appeal is dismissed, with each party bearing its own fees and
11 costs incurred in connection with this appeal.
- 12 3. This Order Terminates Docket Number 10.

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14 Dated: January 3, 2013

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17 YVONNE GONZALEZ ROGERS
18 UNITED STATES DISTRICT COURT JUDGE
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