

1 THOMAS M. HERLIHY (SBN 83615)
 2 JOHN T. BURNITE (SBN 162223)
 3 SHEENA V. JAIN (SBN 251912)
 4 WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP
 5 525 Market Street, 17th Floor
 6 San Francisco, California 94105-2725
 7 Telephone: (415) 433-0990
 8 Facsimile: (415) 434-1370

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9 Attorneys for Defendant,
 10 THE NORTHWESTERN MUTUAL
 11 LIFE INSURANCE COMPANY

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 (SAN JOSE DIVISION)

15 JOSEPH A. CALLAHAN, M.D.,

16 Plaintiff,

17 v.

18 NORTHWESTERN MUTUAL LIFE
 19 INSURANCE COMPANY, MATTHEW A.
 20 PEMBERTON, TRICIA HOESLY, SHARON
 21 A. HYDE and DOES 1 to 50,

22 Defendants.

Case No. CV 08-02956 RMW

**STIPULATION FOR DISMISSAL WITH
PREJUDICE AND [] ORDER
THEREON**

1 It is hereby stipulated by and between the parties to this action, plaintiff Joseph A.
2 Callahan, M.D. and defendant The Northwestern Mutual Life Insurance Company through their
3 attorneys of record, Niland & Niland on behalf of plaintiff Joseph A. Callahan, M.D. and
4 Wilson, Elser, Moskowitz, Edelman & Dicker, LLP on behalf of defendant The Northwestern
5 Mutual Life Insurance Company, that the above captioned action has settled, with the parties to
6 bear their own respective fees and costs, and the above captioned matter can be and hereby is
7 dismissed with prejudice in its entirety pursuant to FRCP 41(a)(1).
8

9 **IT IS SO STIPULATED.**
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11 NILAND & NILAND

12
13 Dated: April 7, 2010

14 By _____/s/_____
15 EDWARD NILAND
16 Attorneys for Plaintiff
17 JOSEPH A. CALLAHAN, M.D.

18 WILSON, ELSER, MOSKOWITZ, EDELMAN &
19 DICKER LLP

20 Dated: April 19, 2010

21 By _____/s/_____
22 THOMAS M. HERLIHY
23 JOHN T. BURNITE
24 Attorneys for Defendant
25 THE NORTHWESTERN MUTUAL LIFE
26 INSURANCE COMPANY
27
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ORDER

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2 Good cause appearing therefore, the Court dismisses with prejudice the entire action,
3 each party to bear their own fees and costs.

4 IT IS SO ORDERED

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7 Dated: April 27, 2010



8 RONALD M. WHYTE

9 UNITED STATES DISTRICT JUDGE

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