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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

CHING YUAN CHIEN, ) No. C 08-3631 RMW

Plaintiff, )

v. )

MICHAEL CHERTOFF, Secretary, )  
Department of Homeland Security; et al., )

Defendants. )

JOINT STIPULATION TO DISMISS;  
ORDER

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STIPULATION  
No. C 08-3631 RMW

1 Plaintiff, by and through her attorney of record, and Defendants, by and through their  
2 attorneys of record, hereby stipulate to dismiss this action with prejudice. The parties shall bear  
3 their own costs and fees.

4 Dated: January 12, 2009

Respectfully submitted,

5 JOSEPH P. RUSSONIELLO  
6 United States Attorney

7 /s/  
8 MELANIE L. PROCTOR<sup>1</sup>  
9 Assistant United States Attorney  
Attorneys for Defendants

10 Dated: January 12, 2009

11 /s/  
12 TRACY L. WOOD  
Attorney for Plaintiff

13 **[] ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED. The hearing scheduled for January 16, 2009  
15 at 9:00 a.m. is hereby VACATED, and all pending motions are hereby TERMINATED. The Clerk  
16 shall close the file.

17 Date: 1/13/09

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19 RONALD M. WHYTE  
20 United States District Judge  
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28 <sup>1</sup>I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any  
signatures indicated by a “conformed” signature (/s/) within this efiled document.