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11 THE ABBOTT SEVERANCE PAY PLAN
12 FOR FORMER U.S. GUIDANT
13 EMPLOYEES, 2006 EDITION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE BRANCH

14 SAMI HAMADE,
15)
16)
17) Plaintiff,
18)
19) vs.
20)
21) THE ABBOTT SEVERANCE PAY PLAN
22) FOR FORMER U.S. GUIDANT
23) EMPLOYEES, 2006 EDITION,
24)
25) Defendant.
26)

Case No. C09-01873 JW
**STIPULATION TO DISMISS WITH
PREJUDICE, AND [Proposed] ORDER**
[F.R.C.P. 41(a)(1)]
Date Action Filed: April 29, 2009

22 This Stipulation is entered into by and among Plaintiff, Sami Hamade (“Plaintiff”), and
23 Defendant, The Abbott Severance Pay Plan for Former U.S. Guidant Employees, 2006 Edition (the
24 “Plan”) (collectively the “Parties”), through their respective attorneys of record.

25 WHEREAS, on April 29, 2010, Plaintiff filed a Complaint in the above-referenced matter,
26 alleging that he was entitled to certain severance benefits; and

27 WHEREAS, the Parties have agreed to resolve this matter through a Settlement Agreement

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(the “Agreement”), and desire to avoid any future disputes.

NOW THEREFORE, IT IS STIPULATED by and between the parties to this action through their designated counsel that the above-captioned matter should be dismissed with prejudice pursuant to FRCP 41(a)(1), with each side to bear its own costs and attorneys’ fees.

Dated: November 8, 2010

WINSTON & STRAWN LLP

By: /s/ Joseph J. Torres
Joseph J. Torres

Attorneys for Defendant
THE ABBOTT SEVERANCE PAY
PLAN FOR FORMER U.S.
GUIDANT EMPLOYEES, 2006
EDITION

Dated: November 8, 2010

DELFINO GREEN & GREEN

By: /s/ William Green
William Green

Attorney for Plaintiff
SAMI HAMADE

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~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The Clerk shall close this file.

Date: November 12, 2010



HON. JAMES WARE
United States District Court Judge