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8 Attorneys for Respondents

9
 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION

13 Hilda Rebeca Arango Maldonado, et al.,
 14 Petitioners,

15 v.

16 Janet Napolitano, Secretary, Department
 of Homeland Security, et al.,
 17 Respondents.

) No. 10-cv-03101-JW

) **STIPULATION TO DISMISS; AND**
 [Proposed] ORDER

18
 19 Petitioners, by and through their attorney of record, and Respondents, by and through their
 20 attorney of record, hereby stipulate to dismissal of this action. On August 13, 2010, the Board of
 21 Immigration Appeals reissued its previous decision in Petitioners' immigration case, thereby
 22 affording them the opportunity to seek review of their case before the U.S. Court of Appeals for the
 23 Ninth Circuit. The matter before this Court is accordingly moot. Thus, the parties hereby stipulate
 24 and agree, and jointly request, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), that Petitioners' case be
 25 dismissed without prejudice. Each party to bear its own costs and fees, and no attorney's fees or
 26 costs under the Equal Access to Justice Act, or any other provision of law, will be sought in the
 27 above-captioned matter.

28
 Stipulation to Dismiss
 C10-cv-03101-JW

1 Date: August 26, 2010

Respectfully submitted,

2 TONY WEST
3 Assistant Attorney General
4 DAVID J. KLINE
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6 THEODORE W. ATKINSON
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8 By: /s/ Nicole R. Prairie
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17 Dated: August 25, 2010

/s/ Charles Edward Nichol (with permission)
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Attorney for Petitioners

24 **ORDER**

25 Pursuant to stipulation, IT IS SO ORDERED.

26 Dated: September 2, 2010

27 
28 HONORABLE JAMES WARE
United States District Judge

29 ¹ I, Nicole R. Prairie, hereby attest that I have on file all holograph signatures for any
30 signatures indicated by a “conformed” signature (/s/) within this e-filed document.