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6 **ATTORNEYS FOR** Defendant
 DELTA AIR LINES, INC.

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 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

11 BERNICE SUMMERS, Individually,
 12
 Plaintiff,
 13
 vs.
 14 DELTA AIRLINES, INC., MESABA
 AVIATION, INC. operating as DELTA
 15 CONNECTION, and Does 1-20, inclusive,
 16
 Defendants.

Case No. CV 10-5730 LHK (HRL)

STIPULATION AND ~~PROPOSED~~ ORDER OF
 DISMISSAL

Honorable Lucy H. Koh
 United States District Judge

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 18 IT IS HEREBY STIPULATED by and between plaintiff BERNICE SUMMERS and
 19 defendant DELTA AIR LINES, INC. (“Delta”), through their respective attorneys of record, that this
 20 action be, and hereby is, dismissed with prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil
 21 Procedure, with each party to bear her or its own attorney’s fees and costs of suit.

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1 SO STIPULATED.

2 Dated: August 18, 2011

LAW OFFICE OF BRETT A. BURLISON

3
4 /s/ *Brett A. Burlison*

5 By: _____
6 Brett A. Burlison
7 Attorney for Plaintiff
8 Bernice Summers

9
10 Dated: August 24, 2011

11 CODDINGTON, HICKS & DANFORTH

12 /s/ *Richard G. Grotch*

13 By: _____
14 Richard G. Grotch (*)
15 Attorney for Defendant
16 Delta Air Lines, Inc.

17 (*) I hereby attest that I have on file all holographic
18 signatures indicated by a "conformed" signature
19 (/s/) within this e-filed document.

20 **ORDER**

21 Pursuant to stipulation, IT IS SO ORDERED. The Clerk shall close the file.

22 Dated: August 26, 2011

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28 *Lucy H. Koh*

Honorable Lucy H. Koh
United States District Judge