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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

JOHN WEAR,
Plaintiff,
vs.
PRUDENTIAL INSURANCE
COMPANY OF AMERICA and LONG
TERM DISABILITY BENEFIT PLAN
FOR EMPLOYEES OF INTUIT, INC.,
Defendants.

Case No. CV11-05187 RMW
**ORDER UPON STIPULATION TO
DISMISS LONG TERM
DISABILITY BENEFIT PLAN
FOR EMPLOYEES OF INTUIT,
INC.**
Complaint Filed: October 24, 2011

IT IS HEREBY ORDERED that defendant LONG TERM DISABILITY BENEFIT PLAN FOR EMPLOYEES OF INTUIT, INC. (the "Plan") be dismissed from this action without prejudice, with the parties to bear their own attorneys' fees and costs directly related to the instant Stipulation to Dismiss the Plan and the dismissal of the Plan. The Prudential Insurance Company of America shall remain the only named defendant.

IT IS SO ORDERED.

Dated: _____

Ronald M. Whyte
United States District Court Judge