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 9 BAY AREA SURGICAL MANAGEMENT, LLC.

10 UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 12 SAN JOSE DIVISION

13 BAY AREA SURGICAL MANAGEMENT,)
 14 LLC., (A limited liability company))

15 Plaintiff)

16 v.)

17 PRINCIPAL LIFE INSURANCE COMPANY)
 18 (A California Corporation), and DOES 1)
 19 through 25, inclusive)

20 Defendants.)
 21)
 22)
 23)

Case No. 5:12-CV-01016-EJD

STIPULATION OF DISMISSAL AND
 [PROPOSED] ORDER

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 STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL

1 WHEREAS, Plaintiff Bay Area Surgical Management, LLC filed a Complaint stating
2 Causes of Action for 1) Breach of Contract; 2) Violations of California Business & Professions
3 Code § 17200 et seq.; 3) Negligent Misrepresentation; 4) Promissory Estoppel; and 5) Equitable
4 Estoppel on January 24, 2012;

5 WHEREAS, Plaintiff and Defendant Principal Life Insurance Company settled this
6 matter on or about April 17, 2012.

7 THEREFORE, IT IS HEREBY STIPULATED by and between Bay Area Surgical
8 Management, LLC. and defendant Principal Life Insurance Company through their designated
9 counsel that the above-captioned matter should be dismissed with prejudice pursuant to FRCP
10 41. The parties further stipulate that, except as set forth in the April 17, 2012 Settlement
11 Agreement between them, the parties shall bear their own attorney

1 The Court having considered the stipulation of the parties, and good cause appearing
2 thereon, orders as follows;

- 3
- 4 1. The action is dismissed with prejudice as against Defendant Principal Life Insurance
5 Company pursuant to FRCP 41.
 - 6 2. Each party shall bear their own costs and attorneys
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12 The Clerk shall close this file.

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14 May 17, 2012

