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 Lincoln General Insurance Company
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8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**
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11 TONY PENNISI, an individual,
 12 Plaintiff,
 13 v.
 14 LINCOLN GENERAL INSURANCE
 COMPANY, a corporation, and DOES
 15 1 to 20, inclusive,
 16 Defendants.

Case No. C12-02695 HRL

**STIPULATION FOR DISMISSAL
 OF ENTIRE ACTION WITH
 PREJUDICE ; ORDER**

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 19 **IT IS HEREBY STIPULATED AND AGREED** by and between plaintiff
 20 Tony Pennisi and defendant Lincoln General Insurance Company, through their
 21 designated counsel, that:

22 1. The entire above-captioned action shall be, and hereby is, dismissed
 23 with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), with
 24 each party to bear its own legal fees and costs.
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2. A proposed Order is submitted concurrently herewith.

Respectfully submitted,

DATED: December 9, 2013

LAW OFFICES OF VINCENT M. SPOHN

By: /s/ Vincent M. Spohn
Vincent M. Spohn
Attorneys for Plaintiff Tony Pennisi

DATED: December 12, 2013

CHARLSTON, REVICH & WOLLITZ LLP
ROBERT D. HOFFMAN

By: /s/ Robert D. Hoffman
Robert D. Hoffman
Attorneys for Defendant,
Lincoln General Insurance Company

