

UNITED STATES COURT OF APPEALS

FEB 23 2010

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

OMNI HOME FINANCING, INC., A
California Corporation; KEITH W.
MURPHY, An Individual; ANTHONY A.
GAGLIONE, An Individual; DAVID A.
BANCROFT, An Individual; OMNI
HOME FINANCING, INC. 412(I)
DEFINED BENEFIT PLAN, An
Employee Benefits Plan Under ERISA,

Plaintiffs - Appellants,

v.

HARTFORD LIFE AND ANNUITY
INSURANCE COMPANY, A Delaware
Corporation; PAUL BANNOCK, An
Individual,

Defendants - Appellees.

No. 08-56431

D.C. No. 3:06-cv-00921-IEG-JMA
Southern District of California,
San Diego

ORDER

Before: THOMAS and SILVERMAN, Circuit Judges, and BEISTLINE, * Chief
District Judge.

Pursuant to stipulation by the parties, and for good cause shown, this case is
dismissed with prejudice. Each party shall bear their respective costs and

* The Honorable Ralph R. Beistline, United States District Judge for the
District of Alaska, sitting by designation.

attorneys' fees. A certified copy of this order sent to the district court shall constitute the mandate.