## FILED

JAN 1 6 2008

CATHY A. CATTERSON, CLERK U.S. COURT OF APPEALS

## UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

Plaintiff - Appellant,

and

LAURA M. NAPOLI,

Plaintiff,

V.

WALGREEN COMPANY, dba: Walgreen Arizona Drug Company,

Defendant - Appellee.

No. 07-15998

D.C. No. CV-05-01400-FJM District of Arizona, Phoenix

ORDER

Pursuant to the stipulation of the parties, this appeal is voluntarily dismissed. Fed. R. App. P. 42(b). The parties shall bear their own costs and attorneys' fees on appeal.

A certified copy of this order shall serve as the mandate of this court.

A TRUE COPY CATHY A. CATTERSON Cleak of Court

-JAN-1 6 2008

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FOR THE COURT

Roxane G. Ashe Circuit Mediator