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16 UNITED STATES DISTRICT COURT  
17 CENTRAL DISTRICT OF CALIFORNIA  
18 WESTERN DIVISION

19 ALFREDO B. PAYARES, ) No. CV-07-05540-ABC(SHx)  
20 Plaintiff, ) **CLASS ACTION**  
21 vs. ) HON. AUDREY B. COLLINS  
22 J.P. MORGAN CHASE & CO. et al., ) ORDER TO DISMISS DEFENDANT  
23 Defendants. ) J.P. MORGAN CHASE & CO.  
24 ) WITHOUT PREJUDICE

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1           1.     J.P. Morgan Chase shall be dismissed from the Class Action Complaint  
2 without prejudice;

3           2.     Plaintiff reserves his right to conduct discovery regarding J.P. Morgan  
4 Chase and its relationships and dealings with other affiliates. J.P. Morgan Chase  
5 reserves its objections to plaintiff's discovery.

6           3.     The dismissal of J.P. Morgan Chase from the Class Action Complaint  
7 without prejudice has no bearing on plaintiff's claims against Chase Bank; and

8           4.     Each side to bear its own fees and costs.

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10           IT IS SO ORDERED.



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12 DATED: 8/15/08 \_\_\_\_\_

THE HONORABLE AUBREY B. COLLINS  
UNITED STATES DISTRICT JUDGE

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