

FILED

UNITED STATES COURT OF APPEALS

MAY 18 2009

FOR THE NINTH CIRCUIT

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

GEORGE T. DAVIS; et al.,

Petitioners,

v.

UNITED STATES DEPARTMENT OF
LABOR ADMINISTRATIVE REVIEW
BOARD; et al.,

Respondents.

No. 06-75181

LABR Nos. ARB 02-105

ALJ 01-AIR-5

Northern District of California,
San Francisco

ORDER

Before: PREGERSON and WARDLAW, Circuit Judges, and LEIGHTON,^{*}
District Judge.

Petitioners filed a notice of dismissal requesting that this appeal be dismissed with prejudice and without costs. This appeal is hereby dismissed with prejudice. Each party shall bear its own attorney's fees and costs. The clerk of this court is directed to issue the mandate forthwith.

IT IS SO ORDERED.

^{*} The Honorable Ronald B. Leighton, United States District Judge for the Western District of Washington, sitting by designation.