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UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

PATRICK BENNIE, an individual,  
on behalf of himself, and on behalf  
of all other persons similarly  
situated,

Plaintiffs,

v.

LOWE’S HIW, INC., a Washington  
Corporation authorized to do  
business in the state of California,  
and DOES 1 through 100, inclusive,

Defendants.

CASE NO. SACV08-00576 DOC (SHX)

**HON. DAVID O. CARTER**

**~~PROPOSED~~ JUDGMENT**

1           WHEREAS, on October 19, 2009, this Court granted preliminary approval to  
2 a settlement of this action;

3           WHEREAS, the Court granted final approval to the settlement on October  
4 19, 2009, finding that the settlement is fair, reasonable and adequate within the  
5 meaning of Federal Rule of Civil Procedure 23(e) and applicable law; and

6           WHEREAS, the Court has found that the notice sent to the Class Members  
7 fairly and adequately informed the Class of the terms of the settlement, was  
8 consistent with Federal Rule of Civil Procedure 23 and due process, and was given  
9 in the manner prescribed by the Settlement Agreement and the Court's order  
10 preliminarily approving the settlement:

11           This Court hereby enters final judgment in this case, and dismisses it with  
12 prejudice, in accordance with the terms of the Settlement Agreement and Joint  
13 Stipulation ("Settlement"), Order Granting Preliminary Approval, and the Order  
14 Granting Final Approval to Class Action Settlement ("Final Approval Order"), as  
15 modified by the Supplemental Joint Statement of the Parties Modifying the  
16 Settlement Per the Court's Instructions, filed on October 16, 2009. The Court  
17 hereby permanently enjoins and restrains all individuals from asserting any and all  
18 claims that were released pursuant to the Settlement and the Final Approval Order.

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1 Without affecting the finality of this Final Judgment in any way, the Court  
2 reserves exclusive and continuing jurisdiction over this action, the named Plaintiffs,  
3 the Class, and the Defendant for the purposes of supervising the implementation,  
4 enforcement, construction and interpretation of the Settlement, and all orders and  
5 judgments entered in connection therewith.

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7 IT IS SO ORDERED

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10 Dated: October 19, 2009

*David O. Carter*

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11 The Hon. David O. Carter  
12 Judge of the United States District Court  
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