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10 **UNITED STATES DISTRICT COURT**  
 11 **CENTRAL DISTRICT OF CALIFORNIA**

12 JOHN OSTROWSKYJ,  
 13 Plaintiff,  
 14 v.  
 15 TECHNIP STONE & WEBSTER PROCESS  
 16 TECHNOLOGY, INC.; AND DOES 1 through  
 17 10, inclusive  
 18 Defendants.

19 CASE NO.: 2:17-CV-01342 BRO

20 Hon. Beverly Reid O’Connell  
 21 **ORDER ON**  
 22 **STIPULATION TO DISMISS**  
 23 **PLAINTIFF’S COMPLAINT WITH**  
 24 **PREJUDICE PURSUANT TO**  
 25 **FEDERAL RULE OF CIVIL**  
 26 **PROCEDURE 41(a)(1)(A)(ii)**

27 [No Hearing Required]

28 This Stipulation to Dismiss Plaintiff’s Complaint with Prejudice Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) (the “Stipulation”) is entered into by and between *plaintiff* John Ostrowskyj (“Plaintiff”) and *defendant* Technip Stone & Webster Process Technology, Inc. (“Defendant,” and together with Plaintiff, the “Parties”), by and through their respective attorneys of record.

29 **I.**  
 30 **RECITALS**

31 1. On a November 14, 2016, Plaintiff commenced this action (the “Action”) by filing his initial complaint against Defendant in the Los Angeles County Superior Court.

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2. On or about February 27, 2017, Defendant caused this action to be removed to the U.S. District Court, Central District of California.

3. Subsequent to the removal, the Parties were able to resolve all issues raised therein and therefore desire to dismiss the Action with prejudice.

**II.**  
**TERMS**

The Parties stipulate as follows, subject to the Court's Approval:


1. Plaintiff hereby voluntarily dismisses the Complaint against all parties with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii);

2. The Parties shall bear their own fees and costs, including all attorneys' fees, incurred in connection with this Action; and

3. The Court shall retain jurisdiction for the purpose of enforcing the terms of the separate settlement agreement entered into between the Parties.


Dated: August 17, 2017


**BEN-ARI & NGUYEN LLP**

By:   
OMRI A. BEN-ARI  
CHRIS T. NGUYEN  
Attorneys for Plaintiff John Ostrowskyj

Dated: August 17, 2017

**FREEMAN, FREEMAN & SMILEY, LLP**

By:   
TERESA R. TRACY  
AMARIS P. MAO  
Attorneys for Defendant Technip Stone & Webster Process Technology, Inc.

**IT IS SO ORDERED.**  
DATED: August 21, 2017  
  
UNITED STATES DISTRICT JUDGE