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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA—FRESNO DIVISION

BRIAN BUTTERWORTH,
individually, and on behalf of all
other members of the general public
similarly situated,

Plaintiff,

vs.

AE RETAIL WEST, a Corporation,
and DOES 1 through 10, inclusive,

Defendant.

Case No.: 1:11-CV-01203-LJO-DLB
Hon. Lawrence J. O’Neill
U.S. District Judge

**STIPULATION RE: DISMISSAL OF
ENTIRE ACTION WITH
PREJUDICE; ORDER**

Complaint Filed: May 12, 2011

1 Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure,
2 and Paragraph 88 of the Joint Stipulation of Class Action Settlement and Release
3 entered into by the parties in *Bercea, et al. v. AE Retail West, a Corporation*,
4 Sacramento County Superior Court Case No. 34-2012-00123947, Plaintiff Brian
5 Butterworth, on the one hand, and Defendant AE Retail West, a Corporation
6 (“Defendant”), on the other, herby stipulate that this action against Defendant is
7 dismissed with prejudice with each side to bear its own costs.

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9 Dated: June 12, 2013

Respectfully submitted,
INITIATIVE LEGAL GROUP APC

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12 By: _____
13 G. Arthur Meneses
14 Attorneys for Plaintiff Brian Butterworth

15 Dated: June 12, 2013

Respectfully submitted,
LITTLER MENDELSON APC

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18 By: _____
19 Lee J. Hutton
20 Timothy S. Anderson
21 Attorneys for Defendant AE Retail West

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ORDER

Good cause appearing therefore, and pursuant to the Stipulation of the Parties, this action is dismissed with prejudice in its entirety, with each party to bear its own costs. The clerk is directed to close this action.

IT IS SO ORDERED.

Dated: June 12, 2013

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE