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15 *Attorneys for Plaintiffs*

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 OAKLAND DIVISION

18 TILLMAN PUGH, et al., individually and on
 19 behalf of all others similarly situated,

20 Plaintiffs,

21 vs.

22 METROPOLITAN LIFE INSURANCE
 23 COMPANY, et al.,

24 Defendants.

Case No. 18-cv-01506-YGR

**STIPULATION OF VOLUNTARY
 DISMISSAL WITH PREJUDICE**

[Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii)]

JUDGE: Hon. Yvonne Gonzalez Rogers
 CTRM: 1, 4th Floor

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1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs Tillman Pugh,
2 Margaret Sulkowski and David Henderson (collectively referred to herein as “Plaintiffs”) and
3 Defendants Metropolitan Life Insurance Company and MetLife Resources, Inc. (collectively,
4 “Defendants”) (Plaintiffs and Defendants are referred to collectively herein as “Parties”), by and
5 through their counsel, stipulate as follows:

6 WHEREAS, on January 30, 2018, Plaintiffs filed a complaint in the Superior Court of the
7 State of California, in and for the County of Alameda (the “Complaint”), which alleged causes of
8 action for: (1) Failure to Reimburse Expenses and/or Prohibited Cash Bond; (2) Prohibited Wage
9 Chargebacks; (3) Unlawful Failure to Provide Itemized Wage Statements; (4) Unlawful Failure
10 to Pay Wages on Termination; (5) Unlawful Underpayment of Wages; (6) Unlawful Untimely
11 Payment of Wages; (7) Private Attorneys General Act; and (8) Unfair Business Practices;

12 WHEREAS, on March 8, 2018, Defendants filed their Answer, concurrently with a
13 Notice of Removal to the United States District Court for the Northern District of California in
14 the above-captioned matter, in which they denied the material allegations of the Complaint and
15 asserted numerous affirmative defenses thereto;

16 WHEREAS, following mediation, the Parties have agreed to a settlement of their dispute
17 (hereafter, the “Settlement”);

18 WHEREAS, this Notice of Dismissal is being filed with the Court before service of either
19 a motion for summary judgment or a motion to certify a class; and

20 WHEREAS, pursuant to the Parties’ Settlement, this lawsuit is to be dismissed in its
21 entirety with prejudice as to the named Plaintiffs, both in their individual capacities and as
22 potential representatives of any class¹;

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25 ¹ This action has not been certified as a class, and no motion for certification has been
26 filed. Notice of this settlement and dismissal will be sent to all known putative class members,
27 who also will be given an opportunity to settle expense reimbursement and wage deduction
28 claims they may believe they have against Defendants. While individual putative class members
may voluntarily settle and release any claims they may have, no putative class member will be
bound by operation of or by this dismissal as to their individual claims.

1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between
2 the Parties through their undersigned counsel, that:

3 Plaintiffs' claims in the above-entitled action shall be, and hereby are, DISMISSED in
4 their entirety with prejudice as to each and every one of their individual claims and as
5 representatives of any class, and this action is dismissed with prejudice. Each party shall bear
6 his, her or its own attorneys' fees and costs, except as otherwise provided in the Parties'
7 Settlement.

8 DATED: August 30, 2019

**WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP**

/s/ Betsy C. Manifold

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Attorneys for Plaintiffs Tillman Pugh, Margaret Sulkowski and David Henderson

DATED: August 30, 2019

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/s/ Carrie A. Gonell

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DECLARATION REGARDING CONCURRENCE

I, Betsy C. Manifold, am the ECF user whose identification and password are being used to file this STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Carrie A. Gonell has concurred in this filing.

DATED: August 30, 2019

**WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP**

/s/ Betsy C. Manifold

BESTY C. MANIFOLD

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