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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

POSITIVE PUBLISHING, INC., a
California Corporation,

Plaintiff,

v.

NEIMAN MARCUS GROUP, INC., a
Delaware Corporation; NEIMAN
MARCUS, INC., a Delaware
Corporation; NEIMAN MARCUS
HOLDINGS, INC., a California
Corporation; and DOES 1-20, Inclusive,

Defendants.

CASE NO. 3:08-CV-01514-JM-RBB

**ORDER GRANTING JOINT MOTION TO
DISMISS ALL CLAIMS AND
COUNTERCLAIMS WITH PREJUDICE**

AND RELATED COUNTERCLAIM

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ORDER

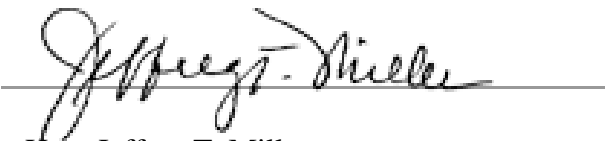
Before the Court are Plaintiff and Counter-Defendant, Positive Publishing, Inc., and Defendants/Counterclaimants Neiman Marcus Group, Inc., Neiman Marcus, Inc., and Neiman Marcus Holdings, Inc.’s joint motion voluntarily dismissing with prejudice their claims and counter-claims against each other in the above-captioned case pursuant to Federal Rule of Civil Procedure 41(a)(2).

FOR GOOD CAUSE, pursuant to Federal Rule of Civil Procedure 41(a)(2), the Court GRANTS the joint motion and dismisses with prejudice Plaintiff and Counter-Defendant, Positive Publishing, Inc., and Defendants/Counterclaimants Neiman Marcus Group, Inc., Neiman Marcus, Inc., and Neiman Marcus Holdings, Inc.’s claims and counter-claims in the above-captioned case.

The Clerk of Court is directed to close this file.

IT IS SO ORDERED.

DATED: May 5, 2009



Hon. Jeffrey T. Miller
United States District Judge