

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
Miami Division

Case No. 06-21748 CIV-MARTINEZ/BANDSTRA

MARK J. GAINOR and ELYSE  
GAINOR,

Plaintiffs,

v.

SIDLEY AUSTIN LLP, et al.

Defendants.

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**JOINT NOTICE OF SETTLEMENT OF CLAIMS AGAINST  
ARTHUR ANDERSEN LLP, MICHAEL S. MARX, AND P. ANTHONY NISSLEY**

Plaintiffs Mark and Elyse Gainor (“Plaintiffs”) and Defendants Arthur Andersen LLP, Michael S. Marx, and P. Anthony Nissley (the “Andersen Defendants”) respectfully submit this Notice of Settlement, and inform the Court as follows:

1. Plaintiffs Mark and Elyse Gainor have reached an agreement with the Andersen Defendants to resolve the claims against these defendants.
2. The parties are in the process of finalizing a confidential settlement agreement and will be filing a Notice of Dismissal with the Court shortly.
3. Accordingly, the Andersen Defendants will not be filing replies in support of their Motions to Dismiss filed on July 11, 2007, or responses to the Plaintiffs' Motions to Compel filed on July 11, 2007, and there is no need for the Court to further consider or rule on any of these motions.

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**CERTIFICATE OF SERVICE**

I hereby certify that on August 24, 2007, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which automatically sends an electronic notification to CM/ECF participants. The foregoing document was also served on those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing identified on the attached Service List via first-class U.S. Mail.

s/ Michael G. Austin

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**SERVICE LIST**

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