

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

PHYLLIS DAVIS,

Plaintiff,

Case Number 17-12475
Honorable David M. Lawson

v.

ECHO VALLEY CONDOMINIUM ASSOCIATION,
CASA BELLA PROPERTY MANAGEMENT, INC.,
MOISEY LAMNIN, ELLA LAMNIN, and WANDA
RULE,

Defendants.

STIPULATED ORDER FOR PRELIMINARY INJUNCTION

Based on the stipulation of the parties,

It is **ORDERED** that in the event defendants Moisey Lamnin and Ella Lamnin decide to lease out Unit No. 115 located at 27635 West Echo Valley, Farmington Hills, MI during the pendency of this litigation that they shall include a contractual clause in the lease that shall prohibit smoking by the tenant(s) and guest(s) of the tenant(s).

It is further **ORDERED** that this stipulated order shall not impact the Lamnin defendants' ability to sell and/or encumber the property deed located at 27635 West Echo Valley, Farmington Hills, MI 48334 Unit No. 115.

It is further **ORDERED** that this stipulated order is not an admission of liability and does not prohibit the Lamnin defendants from presenting any and all possible defenses as to the plaintiff's alleged claims.

It is further **ORDERED** that the plaintiff's motions for preliminary injunction [dkt. #20 and #36] are **DISMISSED WITHOUT PREJUDICE**.

s/David M. Lawson
DAVID M. LAWSON
United States District Judge

Dated: January 16, 2018

Stipulated to by:

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PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on January 16, 2018.

s/Susan Pinkowski
SUSAN PINKOWSKI