

1 Pursuant to Federal Rules of Civil Procedure 41(a) and 23.1(c) and LR 7-1, Plaintiff Hans
2 Menos (“Plaintiff”), by and through his counsel the law firms of Leverty & Associates Law Chtd.
3 Ltd. and The Rosen Law Firm, P.A. and Defendants Jeffery L. Taylor, Don L. Taylor, L. John
4 Lewis, S. Randall Oveson and Gannon Giguiere (collectively, “Individual Defendants”) and
5 Nominal Defendant Eco Science Solutions, Inc. (“Eco Science” and with Individual Defendants,
6 “Defendants” and with Plaintiff, the “Parties”), by and through their counsel, the law firm of
7 Greenberg Traurig, LLP, hereby stipulate and agree:

8 WHEREAS, Plaintiff commenced this action on November 3, 2017;

9 WHEREAS, Plaintiff filed the Verified First Amended Shareholder Derivative Complaint
10 (“Amended Complaint”) on December 21, 2018;

11 WHEREAS, Defendants filed an answer to the Amended Complaint on September 13,
12 2019; and

13 WHEREAS, the claims alleged in this action on behalf of Eco Science are also being
14 asserted in two other jurisdictions: (1) in the First District Court of Nevada, Carson City County
15 styled as *Glorioso v. Taylor, et al.*, Case No. 17 OC 001371B; and (2) in the United States District
16 Court for the District of Hawaii in the consolidated actions styled as *Bell v. Taylor, et al.*, Case
17 No. 17-cv-00530 and *D’Annunzio v. Taylor, et al.*, Case No. 18-cv-00016;

18 NOW, THEREFORE, the Parties in this action stipulate and agree as follows:

- 19 1. This action is dismissed without prejudice.
- 20 2. Each Party is to bear its own costs and fees.
- 21 3. Notice of voluntary dismissal is not required under Fed. R. Civ. P. 23.1(c) because:
22 (i) there has been no settlement or compromise in the action; (ii) there has been no collusion among
23 the Parties; (iii) neither Plaintiff nor his counsel have received or will receive, directly or indirectly,
24 any consideration from Defendants for the dismissal; and (iv) the dismissal is without prejudice.

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Respectfully submitted,

Dated: March 2, 2020

THE ROSEN LAW FIRM, P.A.

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Counsel for Defendants Jeffery L. Taylor,
Don L. Taylor, L. John Lewis, S. Randall
Oveson, and Gannon Giguiere, and for
Nominal Defendant Eco Science Solutions,
Inc.

IT IS SO ORDERED:

DATED this 3rd day of March, 2020.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE