## THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

SHEZ JACKSON,

Civil Action No. CV 04 5407

Filed 05/15/2006

Plaintiff,

Case 1:04-cv-05407-JFB-KAM

v.

STERLING METS, L.P., JEFFREY WILPON AND DAVID COHEN,

Defendants.

## STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the parties in the above-captioned action, through their attorneys, that this action is hereby dismissed with prejudice as against Sterling Mets, L.P., Jeffrey Wilpon and David Cohen without costs and attorneys' fees pursuant to Federal Rule of Civil Procedure 41(a)(1).

TUCKNER, SIPSER, WEINSTOCK & SIPSER, LLP 120 Broadway, 18th Floor

New York, NY 10271

(212) 766-9100

By:

Jack Tuckner

Counsel for Plaintiff Shez Jackson

SO ORDERED this \_\_\_\_ day of May, 2006

United States District Judge

O'MELVENY & MYERS LLP Times Square Tower

7 Times Square

New York, NY 10036

(212) 326-2000

Efiza A. Kaiser (んんこタフタ)

Counsel for Defendants Sterling Mets, L.P., Jeffrey Wilpon and David Cohen