

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

BROOKLYN OFFICE

NICOLLE DISIMONE, on behalf of herself and all others similarly situated,

Case No.: 2:13-cv-05495-SLT-VVP

Plaintiff,

Nicolle DiSimone v. Robert (\$40) \$5.5 American Gourment Food LLC

ROBERT'S AMERICAN GOURMET FOOD, LLC (renamed PIRATE BRANDS, LLC),

Defendant.

STIPULATION FOR DISMISSAL OF ENTIRE ACTION WITH PREJUDICE

Doc. 51

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Nicolle DiSimone dismisses this action with prejudice. Defendant Robert's American Gourmet Food, LLC (renamed Pirate Brands, LLC) stipulates thereto. Each party shall bear its own attorneys' fees and costs.

DATED: December 9, 2014

LIDOUTLYON + OTTOSON LLP

Christopher P. Ridout cridout@rlollp.com Devon M. Lyon d.lyon@rlollp.com

555 East Ocean Boulevard, Suite 500 Long Beach, California 90802

Attorneys for Plaintiff

FOR DEFENDANT:

BRAUNHAGEY & BORDEN LLP

J. Noah Hagey, Esq.

80 Broad Street, Suite 1302 New York, NY 10004 Tel / Fax: (646) 829-9403 hagey@braunhagey.com

Attorneys for Defendant Robert's American Gourmet Food, LLC (Renamed Pirate Brands, LLC)

ORDER

In light of this stipulation, the Clerk of Court is directed to close this case.

/s/ Sandra L. Townes
U.S.D.J. 12/9/14