

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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JORGE TORRES,

Index No.: 13-CV-6864 (JS)(SIL)

Plaintiff,

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

-against-

UNITED SERVICE WORKERS UNION LOCAL 74
and PINELAWN CEMETARY,

Defendants.

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IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Jorge Torres and Defendants United Service Workers Union Local 74 and Pinelawn Cemetery (collectively “the parties”), through their undersigned counsel, that the complaint in this action, and all the claims therein (Labor Management Relations Act Hybrid Section 301 First Cause of Action against Local 74 and Pinelawn, and the state law claims in the Second, Third, and Fourth Causes of Action against Pinelawn) be dismissed in their entirety as against all defendants, pursuant to Fed. R. Civ. P. 41(a)(1), with prejudice, and with each party to bear their own fees and costs.

FURTHER, IT IS HEREBY STIPULATED AND AGREED between the parties that this Stipulation may be signed in counterparts and by facsimile, pdf, or electronic signatures, all of which shall be treated as an original when taken together.

Dated: Aug. 3, 2015
Farmingdale, New York

FRANK & ASSOCIATES, P.C.

s/ Neil M. Frank
Neil M. Frank
500 Bi-County Blvd., #465
Farmingdale, NY 11735
Attorneys for Plaintiff

Dated: Aug. 3, 2015
New York, New York

O'DWYER & BERNSTIEN, LLP

s/ Joy K. Mele
Joy K. Mele (JM0207)
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New York, NY 10007
*Attorneys for Defendant United Service
Workers Union Local 74*

Dated: Aug. 3, 2015
New York, New York

DUANE MORRIS LLP

s/ Eve I. Klein
Eve Irene Klein
1540 Broadway
New York, NY 10036
*Attorneys for Defendant Pinelawn
Cemetery*

SO ORDERED:
15/ JOANNA SEYBERT
Joanna Seybert, USDJ
Dated: Aug. 5, 2015
Central Islip, NY