

US DISTRICT COURT
NORTH DISTRICT OF NEW YORK
FILED

MAR 05 2013

LAWRENCE K. BAERMAN, Clerk
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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NORTH ATLANTIC OPERATING COMPANY, :
INC. :

Plaintiff, :

- against - :

SMOKER'S CHOICE, a/k/a, SMOKER'S :
CHOICE #41; ONE STOP CONVENIENCE :
STORE, a/k/a, ONE STOP CONVENIENT, a/k/a, :
NEW ONE STOP CONVENIENCE; :
RACETRACK, a/k/a, RACE TRACK; EAST :
GREENBUSH MOBIL, a/k/a, RED MILL :
MOBIL; SJA MART INC., d/b/a, SUNOCO GAS :
STATION, EXIT #23; NILA NEIGHBOR :
DISCOUNT LTD, d/b/a, CITGO GAS STATION; :
and JOHN DOES ONE through TEN, inclusive, :

Defendants. :

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Civil Action No.: 1:12-CV-1651 (DNH)

ECF CASE

**STIPULATION OF SETTLEMENT AND VOLUNTARY DISCONTINUANCE
WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that no party hereto is an infant or incompetent, and that the above-captioned action be, and the same is hereby, voluntarily discontinued with prejudice as against Defendant One Stop Convenience Store, without costs as to any party as against another.


This Stipulation may be signed in counterparts, which, taken together, shall constitute one and the same original. Facsimile signatures shall be accepted as originals for all purposes.

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Plaintiff's counsel may file this Stipulation with the Court upon execution of the Settlement Agreement between the parties.

Dated: February 6, 2013
New York, New York

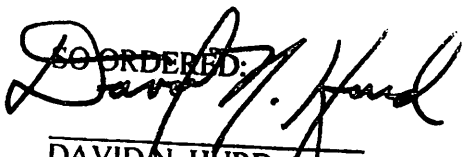
Dated: February 19, 2013
New York, New York

By: 
VENABLE LLP
Marcella Ballard
Victoria R. Danta
1270 Avenue of the Americas
25th Floor
New York, New York 10020
Tel. (212) 370-6289
Fax (212) 307-5598

*Attorneys for Plaintiff North
Atlantic Operating Company, Inc.*

By: 
DUNCAN & DUNCAN
Sara A. Duncan
112 State Street
Albany, New York 12207
Tel. (518) 463-2196
Fax (518) 432-4847

*Attorneys for Defendant One Stop
Convenience Store*


SO ORDERED:
DAVID N. HURD
United States District Judge
Dated: 3/5/2013
Utica, NY