O'Neil v. Argon Medical Devices, Inc. et al Doc. 81

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

KEVIN O'NEIL,

Plaintiff,

-against-

ARGON MEDICAL DEVICES, INC. and REX MEDICAL, L.P.,

Defendants.

Case No. 3:17-cv-00640-DNH-TWD

STIPUALTION OF DISMISSAL WITHOUT PREJUDICE PURSUANT TO F.R.C.P. 41(a)(1)(A)(ii)

STIPULATION OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel(s) that the above-captioned action is voluntarily dismissed without prejudice against Defendants ARGON MEDICAL DEVICES, INC. and REX MEDICAL L.P. ("Defendants") pursuant to the Federal Rules of Civil Procedure 41(a)(1)(A)(ii), with each party to bear their own costs and fees, including all attorney fees. In entering into this Stipulation, Defendants do not waive any affirmative defenses, including but not limited to statute of limitations and statute of repose.

Dated: April 12, 2021

Respectfully submitted,

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By: /s/ Debra J. Humphrey
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SO ORDERED:

United States District/Magistrate Judge

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