UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

JEAN OWENS, as Administrator of the Estate of David H. Owens (Deceased)

Plaintiff,

-against-

BARRY ROLLINS, SR. both individually and as Highway Superintendent of THE TOWN OF ENFIELD, and, TOWN OF ENFIELD,

Defendants.

Docket No.: 5:13-cv-00311 (FJS/DEP)

STIPULATION OF DISCONTINUANCE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the plaintiff and attorneys of record for the defendant to the above-entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is discontinued against the defendants on the merits, with prejudice, without costs to either party as against the other. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: April 19, 2014

SCHLATHER, STUMBAR, PARKS AND SALK, PLLC

JACOB P. MCNAMARA, Esq.

Bar Roll No.: 518140 Attorneys for Plaintiff 200 East Buffalo Street

P.O. Box 353

(A0271592.1)

Dated: April 18, 2014

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IT IS SO ORDERED

Hon. Ffederick J. Scullin, Jr.

Dated: April 22

Syracuse, New York