UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF NEW YORK

LEVI YODER, JONAS ZOOK, SAM ZOOK, JOHN L. HERSHBERGER, MENNO S. HERSHBERGER, URIE HERSHBERGER, MENNO L. GLICK, ANDY A. MILLER, DANNIE L. SWARTZENTRUBER, MOSIE SWARTZENTRUBER, PETER D. SWARTZENTRUBER, BISHOP HARVEY MILLER, and BISHOP MOSE MILLER,

Plaintiffs,	Civil Case No.:
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7:09-cv-00007 (NPM/ TWD)

- against -

TOWN OF MORRISTOWN, LANETTA KAY DAVIS, in her official capacity; FRANK L. PUTMAN, in his official capacity; HOWARD WARREN, in his official capacity; DAVID STOUT, III, in his official capacity; MARK BLANCHARD, in his official capacity; CHRISTOPHER COFFIN, in his official capacity; and GARY TURNER, in his official capacity,

Defendants.

STIPULATION OF DISCONTINUANCE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the

attorneys of record for Plaintiffs and Defendants in 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, with prejudice, without costs, including any attorneys' fees, to either

party as against the other.

This Stipulation may be filed without further notice with the Clerk of the Court.

Dated: September 12, 2012

PROSKAUER ROSE, LLP By: Russell L. Hirschhorn

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9/12/12 By: Gregg T. Johnson

Bar Roll No.: 506443 Attorneys for Defendants 2534 Route 9, P.O. Box 2485 Malta, New York 12020 Tel: 518-899-5700 Email: gtj@lemirejohnsonlaw.com

THE BECKET FUND FOR RELIGIOUS LIBERTY

Nullan 9/13/12 By:

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SO ORDERED:

Hon. Thérèse W. Dancks, USMJ

Dated:

September ____, 2012

2