

**ORIGINAL**

*STANTON, J.*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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L.A. MURPHY, MARVIN STERNHELL, and  
HENOCH KAIMAN, on their own behalf and on  
behalf of all others similarly situated,

Plaintiffs,

vs.

KOHLBERG KRAVIS ROBERTS & COMPANY;  
CARLYLE GROUP; CLAYTON, DUBILIER &  
RICE; SILVER LAKE PARTNERS;  
BLACKSTONE GROUP; BAIN CAPITAL LLC;  
THOMAS H. LEE PARTNERS; TEXAS PACIFIC  
GROUP; MADISON DEARBORN PARTNERS;  
APOLLO MANAGEMENT LP; PROVIDENCE  
EQUITY PARTNERS; MERRILL LYNCH AND  
CO., INC.; and WARBURG PINCUS, LLC.,

Defendants.

Case No.: 06 CV 13210 (LLS)

**STIPULATION OF DISMISSAL**

IT IS HEREBY STIPULATED AND AGREED, by and among the parties  
through their undersigned attorneys, that this action is dismissed without prejudice  
pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure with each party  
bearing its own costs.


Dated: June 1, 2007

**SO ORDERED:**

*Louis L. Stanton*  
\_\_\_\_\_  
U.S.D.J.  
*6/26/07*

**WOLF HALDENSTEIN ADLER FREEMAN  
& HERZ LLP**

By:

  
Fred T. Isquith (PI 6783)  
Gregory Nespole (GN 6820)  
Gustavo Bruckner (GB 7701)  
270 Madison Avenue  
New York, NY 10016  
Telephone: (212) 545-4600  
Facsimile: (212) 545-4653


- and -

Mary Jane Edelstein Fait (ME 1434)  
55 West Monroe Street, Suite 1111  
Chicago, IL 60603  
Telephone: (312) 984-0000  
Facsimile: (312) 984-0001

*Attorneys for Plaintiffs  
L. A. Murphy, Marvin Starnhell and  
Henoch Katsman*

**SIMPSON THACHER & BARTLETT LLP**


By:

  
Joseph F. Tringali (JT 9575)  
Paul C. Gluckow (PG 0159)  
425 Lexington Avenue  
New York, NY 10017-3954  
Telephone: (212) 455-2000  
Facsimile: (212) 455-2502

*Attorneys for Defendants  
Kohberg Kravis Roberts & Company*

**WOLF HALDENSTEIN ADLER FREEMAN  
& HERZ LLP**

By:

  
Fred T. Isquith (FI 6782)  
Gregory Nespole (GN 6820)  
Gustavo Bruckner (GB 7701)  
270 Madison Avenue  
New York, NY 10016  
Telephone: (212) 545-4600  
Facsimile: (212) 545-4653

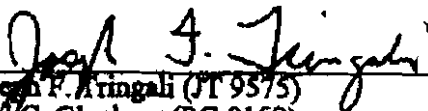
- and -

Mary Jane Edelstein Fait (ME 1434)  
55 West Monroe Street, Suite 1111  
Chicago, IL 60603  
Telephone: (312) 984-0000  
Facsimile: (312) 984-0001

*Attorneys for Plaintiffs*  
*L. A. Murphy, Marvin Sternhell and*  
*Henoch Kaiman*

**SIMPSON THACHER & BARTLETT LLP**

By:

  
Joseph F. Fringali (JT 9575)  
Paul C. Gluckow (PG 0159)  
425 Lexington Avenue  
New York, NY 10017-3954  
Telephone: (212) 455-2000  
Facsimile: (212) 455-2502

*Attorneys for Defendant*  
*Kohlberg Kravis Roberts & Company*

**LATHAM & WATKINS LLP**

By:



**Kenneth Conboy (KC 1154)**  
885 Third Avenue, Suite 1000  
New York, NY 10022  
Telephone: (212) 906-1200  
Facsimile: (212) 751-4864


*-and-*

**E. Marcellus Williamson (EW 0026)**  
**William R. Sheeman (WS 0888)**  
555 11<sup>th</sup> Street, NW  
Washington, DC 20004-1304  
Telephone: (202) 637-2200  
Facsimile: (202) 627-2201

*Attorneys for Defendant  
TC Group, L.L.C. (used herein as Carlyle Group)*

**DEBEVOISE & PLIMPTON LLP**

By:



**John H. Hall (JH 1894)**  
**Gary W. Kubek (GK 1739)**  
919 Third Avenue  
New York, NY 10022  
Telephone: (212) 909-6000  
Facsimile: (212) 909-6836

*Attorneys for Defendant  
Clayton, Dubilier & Rice*

**LATHAM & WATKINS LLP**

By:

Kenneth Conboy (KC 1154)  
885 Third Avenue, Suite 1000  
New York, NY 10022  
Telephone: (212) 906-1200  
Facsimile: (212) 751-4864


-and-

E. Marcellus Williamson (EW 0026)  
William R. Sherman (WS 0888)  
555 11<sup>th</sup> Street, NW  
Washington, DC 20004-1304  
Telephone: (202) 637-2200  
Facsimile: (202) 627-2201

*Attorneys for Defendant  
TC Group, L.L.C. (sued herein as Carlyle Group)*

**DEBEVOISE & PLIMPTON LLP**

By:

  
John H. Hall (JH 1884)  
Gary W. Kubek (GK 1739)  
919 Third Avenue  
New York, NY 10022  
Telephone: (212) 909-6000  
Facsimile: (212) 909-6836

*Attorneys for Defendant  
Clayton, Dubilier & Rice*

**HUNTON & WILLIAMS LLP**

By:

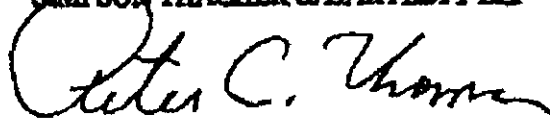
 / KCVV

Wesley K. Powell (WF 7857)  
200 Park Avenue  
New York, NY 10166  
Telephone: (212) 309-1000  
Facsimile: (212) 309-1100

*Attorneys for Defendant  
Silver Lake Partners*

**SIMPSON THACHER & BARTLETT LLP**

By:



**Kevin Arquit (KA 2139)**  
425 Lexington Avenue  
New York, NY 10017-3954  
Telephone: (212) 455-2000  
Facsimile: (212) 455-2502

- and -

**Peter C. Thomas (PT 5677)**  
601 Pennsylvania Avenue, NW  
North Building  
Washington, D.C. 20004  
Telephone: (202) 220-7735  
Facsimile: (202) 220-7702

*Attorneys for Defendants  
Blackstone Group*

**KIRKLAND & ELLIS LLP**

By:

**Thomas D. Yarusso, P.C.**  
**Craig S. Prizis, P.C. (CP 5017)**  
655 Fifteenth Street, NW  
Washington, DC 20005  
Telephone: (202) 879-5000  
Facsimile: (202) 879-5200

- and -

**James H. Matchnik, P.C.**  
200 East Randolph Drive  
Chicago, IL 60601  
Telephone: (312) 861-2000  
Facsimile: (312) 861-2200

*Attorneys for Defendant  
Bain Capital LLC*

**SIMPSON THACHER & BARTLETT LLP**

By:

Kevia Arquit (KA 2139)  
425 Lexington Avenue  
New York, NY 10017-3954  
Telephone: (212) 455-2000  
Facsimile: (212) 455-2502

- and -

Peter C. Thomas (PT 5677)  
601 Pennsylvania Avenue, NW  
North Building  
Washington, D.C. 20004  
Telephone: (202) 220-7735  
Facsimile: (202) 220-7702

*Attorneys for Defendant  
Blackstone Group*

**KIRKLAND & ELLIS LLP**

By:

Craig S. Pinnis  
Thomas D. Yennock, P.C.  
Craig S. Pinnis, P.C. (CP 5017)  
655 Fifteenth Street, NW  
Washington, DC 20005  
Telephone: (202) 879-3000  
Facsimile: (202) 879-5200

- and -

James H. Matzink, P.C.  
200 East Randolph Drive  
Chicago, IL 60601  
Telephone: (312) 861-2000  
Facsimile: (312) 861-2200

*Attorneys for Defendant  
Bain Capital LLC*



**WEIL, GOTSHAL & MANGES LLP**


By: 

Holena D. Jaffe (NJ 8433)  
Alan J. Weinschel (AW 5699)  
Flora A. Schaeffer (FS 2839)  
767 Fifth Avenue  
New York, New York 10153  
Telephone: 212-310-8000  
Facsimile: 212-310-8007

*Counsel for Defendant Thomas H. Lee Partners*

**ARNOLD & PORTER LLP**

By:

  
Nancy G. Milburn (NM 9691)  
399 Park Avenue  
New York, NY 10022  
Telephone: (212) 715-1000  
Facsimile: (212) 715-1399

- and -

William J. Baer  
Franklin Liss  
555 Twelfth Street, NW  
Washington, DC 20004  
Telephone: (202) 942-5000  
Facsimile: (202) 942-5999

*Attorneys for Defendant  
Tarrant Partners, L.P.  
(used herein as Texas Pacific Group)*

**WEIL, GOTSHAL & MANGES LLP**

By:

Helene D. Jaffe (HJ 8435)  
Alan J. Weinschel (AW 5659)  
Florence A. Schaeffer (FS 2839)  
767 Fifth Avenue  
New York, New York 10153  
Telephone: 212-310-8000  
Facsimile: 212-310-8007

*Counsel for Defendant Thomas H. Lee Partners*

**ARNOLD & PORTER LLP**

By:

Nancy G. Milburn  
Nancy G. Milburn (NM 9691)  
399 Park Avenue  
New York, NY 10022  
Telephone: (212) 715-1000  
Facsimile: (212) 715-1399

- and -

William J. Baer  
Franklin Liss  
555 Twelfth Street, NW  
Washington, DC 20004  
Telephone: (202) 942-5000  
Facsimile: (202) 942-5999

*Attorneys for Defendant  
Tarrant Partners, L.P.  
(used herein as Texas Pacific Group)*

**KIRKLAND & ELLIS LLP**

By: Peter A. Bellacosa  
Peter A. Bellacosa (PB 2394)  
Citigroup Center  
153 East 53<sup>rd</sup> Street  
New York, NY 10022  
Telephone: (212) 446-4800  
Facsimile: (212) 446-4900

- and -

Richard C. Godfrey  
J. Robert Robertson  
200 East Randolph Drive  
Chicago, IL 60601  
Telephone: (312) 861-2000  
Facsimile: (312) 861-2200

*Attorneys for Defendant  
Madison Dearborn Partners*

**O'MELVENY & MYERS LLP**

By: Jonathan Rosenberg (JR9739)  
Times Square Tower  
7 Times Square  
New York, NY 10036  
Telephone: (212) 326-2000  
Facsimile: (212) 326-2061


- and -

Richard Parker  
Ian Simmons  
1625 Eye Street, N.W.  
Washington, D.C. 20006-4001  
Telephone: (202) 383-5300  
Facsimile: (202) 383-5414

*Attorneys for Defendant  
Apollo Management LP*

**KIRKLAND & ELLIS LLP**

By:

  
Peter A. Ballacosa (PB 2394)  
Citigroup Center  
153 East 57<sup>th</sup> Street  
New York, NY 10022  
Telephone: (212) 446-4800  
Facsimile: (212) 446-4900

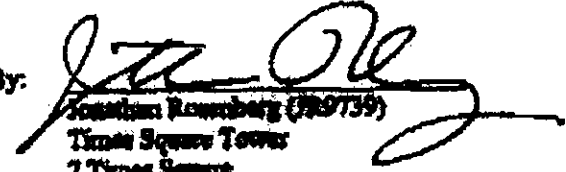
- and -

Richard C. Godfrey  
J. Robert Robertson  
200 East Randolph Drive  
Chicago, IL 60601  
Telephone: (312) 861-2000  
Facsimile: (312) 861-2200

*Attorneys for Defendants  
Madison Dearborn Partners*

**O'MELVENY & MYERS LLP**

By:

  
Jonathan Rosenberg (209739)  
Times Square Tower  
7 Times Square  
New York, NY 10036  
Telephone: (212) 326-2000  
Facsimile: (212) 326-2061

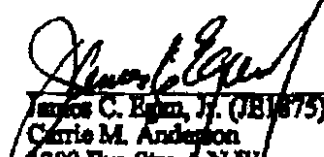
- and -

Richard Packer  
Ian Stammers  
1625 Eye Street, N.W.  
Washington, D.C. 20006-4001  
Telephone: (202) 383-5300  
Facsimile: (202) 383-5414

*Attorneys for Defendants  
Apollo Management LP*

WEIL, GOTSHAL & MANGES LLP


By:

  
James C. Egan, Jr. (JB1875)  
Carrie M. Anderson  
1300 Eye Street, N.W.  
Washington, D.C. 20005  
Telephone: (202) 682-7000  
Facsimile: (202) 857-0940

*Attorneys for Defendant  
Providence Equity Partners*

SHEARMAN & STERLING LLP

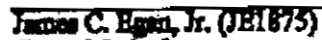
By:

  
Kenneth M. Krasser (KR1462)  
Wayne Dale Collins (WC 0318)  
Jerome S. Fortinsky (JF 1103)  
Daniel M. Segal (DS 2106)  
599 Lexington Avenue  
New York, NY 10022  
Telephone: (212) 848-4000  
Facsimile: (646) 848-7179

*Attorneys for Defendant  
Merrill Lynch & Co., Inc.*

**WEIL, GOTSHAL & MANGES LLP**

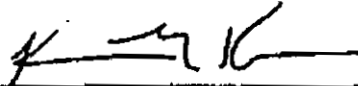
By:

  
James C. Egan, Jr. (JE1875)  
Cecile M. Anderson  
1300 Eye Street, N.W.  
Washington, D.C. 20005  
Telephone: (202) 682-7000  
Facsimile: (202) 857-0940

*Attorneys for Defendant  
Providence Equity Partners*

**SHEARMAN & STERLING LLP**

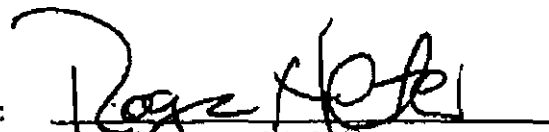
By:

  
Kenneth M. Kravitz (KK1002)  
Wayne Dale Collins (WC 0518)  
Jacome S. Fortinsky (JF 1103)  
Daniel M. Segal (DS 2100)  
599 Lexington Avenue  
New York, NY 10022  
Telephone: (212) 848-4000  
Facsimile: (212) 848-7179

*Attorneys for Defendant  
Merrill Lynch & Co., Inc.*

**WILLKIE FARR & GALLAGHER LLP**

By:

A handwritten signature in black ink, appearing to read "Roger Netzer", is written over a horizontal line.

Richard L. Rosen (RP 3593)

Roger Netzer (RN 7190)

787 Seventh Avenue

New York, NY 10019

Telephone: (212) 728-8000

Facsimile: (212) 728-8111

*Attorneys for Defendants Warburg Pincus, LLC.*