

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

NAKED COWBOY D/B/A
NAKED COWBOY ENTERPRISES,

Plaintiff,

- against -

SANDRA BRODSKY A/K/A
SANDY KANE,

Defendant.

-----X

**STIPULATION
OF DISMISSAL WITH
PREJUDICE**

Index No. 1:10-cv-05539-VM

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff NAKED COWBOY d/b/a Naked Cowboy Enterprises and Defendant SANDRA BRODSKY a/k/a Sandy Kane hereby agree and stipulate that this action, and all claims against the Defendant and all counterclaims against the Plaintiff, be and hereby are dismissed, with prejudice, each party to bear its own costs and attorney's fees. The U.S. District Court for the Southern District of New York retains jurisdiction over this matter. Attached as Exhibit 1 hereto is a proposed order which the parties respectfully request the Court to enter.

Respectfully submitted,

s/NSB
Nicholas S. Barnhorst, Esq. (NB2626)
Attorney for Defendant
12 Desbrosses St.
New York, NY 10013
(646) 807-2196 Telephone
(858) 456-4802 Facsimile

s/JJ/
Joey Jackson, Esq.
Attorney for Plaintiff
Koehler & Isaacs, LLP
61 Broadway - Suite 2500
New York, NY 10006
(917) 551-1300

Dated: New York, NY, March 11, 2011

EXHIBIT 1

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NAKED COWBOY D/B/A
NAKED COWBOY ENTERPRISES,

Plaintiff,

Index No. 1:10-cv-05539-VM

- against -

SANDRA BRODSKY A/K/A
SANDY KANE,

Defendant.

-----X

STIPULATION OF DISMISSAL WITH PREJUDICE

All parties to this action, having stipulated pursuant to Fed. R. Civ. P. 41 to dismissal of this action and all claims and counterclaims thereof, with prejudice, with each party to bear its own costs and attorney's fees, it is hereby ORDERED that:

This action be, and hereby is, dismissed in its entirety with prejudice. The U.S. District Court for the Southern District of New York retains jurisdiction over this matter.

Hon. Victor Marrero
United States District Judge