

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
Civil Action No. 1:07-cv-231

C. BURGESS,

Plaintiff,

vs.

EFORCE MEDIA, INC.; IWIZARD HOLDING,
INC.; ADKNOWLEDGE, INC.; BASEBALL
EXPRESS, INC.; ALLEN-EDMONDS SHOE
CORPORATION; INTERSEARCH GROUP, INC.;
TRUSCO MANUFACTURING COMPANY;
PRICEGRABBER.COM, INC.; SHOPZILLA, INC.;
DAZADI, INC.; SIX THREE ZERO
ENTERPRISES, LLC,

Defendants.

**STIPULATION OF DISMISSAL AS
TO SHOPZILLA, INC.**

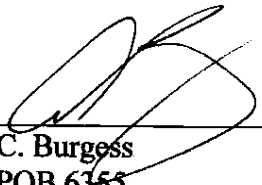
Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, the parties to this action give notice to the Court that a settlement has been reached pursuant to which all claims asserted in this action against Shopzilla, Inc. have been resolved. The parties accordingly hereby stipulate to the dismissal of this action with prejudice as to Shopzilla, Inc.

This the 3 day of ^{July}~~June~~, 2007.

This the 24th day of ^{July}~~June~~, 2007.

POYNER & SPRUILL LLP

By:


C. Burgess
POB 6353
Hendersonville, NC 28793

PLAINTIFF

By:

s/Keith H. Johnson
Judy Thompson
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Keith H. Johnson
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CERTIFICATE OF SERVICE

I hereby certify that I have this day electronically filed a copy of the foregoing ***STIPULATION OF DISMISSAL AS TO SHOPZILLA, INC.*** with the Clerk of Court using the ECF system that will send notification thereof to the following:

Kenneth R. Raynor	<u>ken@templetonraynor.com</u>
Jacqueline Grant	<u>jgrant@roberts-stevens.com</u>
Brain Heslin	<u>brianheslin@mvalaw.com</u>
Jennifer F. Revelle	<u>jrevelle@rbh.com</u>
Mary Euler	<u>meuler@mwbavl.com</u>

I have further served a copy of the foregoing ***STIPULATION OF DISMISSAL AS TO SHOPZILLA, INC.*** and attachments thereto on Plaintiff by depositing a copy thereof in an envelope bearing sufficient postage in the United States mail, addressed to:

C. Burgess
POB 6355
Hendersonville, NC 28793

This the 24th day of ^{July}~~June~~, 2007.

By: s/Keith H. Johnson