

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO**

)	
216 JAMAICA AVENUE, LLC,)	Civil Action No. 06-1288
)	
Plaintiff,)	(Judge Boyko)
)	
v.)	
)	
S & R PLAYHOUSE REALTY CO.,)	
)	
Defendant.)	
)	

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

On August 17, 2009, Plaintiff and Defendant entered into a settlement and mutual release of claims (“Settlement Agreement”). Pursuant to the Settlement Agreement, Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and the Court’s minute order of August 5, 2009, the parties hereby stipulate to the dismissal of this case with prejudice. Further, pursuant to the Settlement Agreement, the parties shall bear their own costs and attorney’s fees.

August 19, 2009

Respectfully Submitted,

/s/ Stephen D. Williger

/s/ Charles J. Cooper

Stephen D. Williger (0014342)
Stephen.Williger@ThompsonHine.com
Gary L. Walters (0071572)
Gary.Walters@ThompsonHine.com
Holly H. Armstrong (0084054)
Holly.Armstrong@ThompsonHine.com
THOMPSON HINE LLP
3900 Key Center
127 Public Square
Cleveland, Ohio 44114-1291
(216) 566-5500
(216) 566-5800 (fax)

Charles J. Cooper
ccooper@cooperkirk.com
David H. Thompson
dthompson@cooperkirk.com
David Lehn
dlehn@cooperkirk.com
COOPER & KIRK, PLLC
1523 New Hampshire Ave. NW
Washington, DC 20036
(202) 220-9600
(202) 220-9601 (fax)

Attorneys for Defendant

James B. Niehaus (0020128)
jniehaus@frantzward.com
Christopher G. Keim (0067117)

IT IS SO ORDERED.
S/CHRISTOPHER A. BOYKO
U.S. DISTRICT COURT JUDGE

AUGUST 19, 2009

ckeim@frantzward.com
FRANTZ WARD LLP
2500 Key Center
127 Public Square
Cleveland, Ohio 44114-1230
216-515-1660
216-515-1650 (fax)

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify on August 19, 2009, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt.

Stephen D. Williger (0014342)
Stephen.Williger@ThompsonHine.com
Gary L. Walters (0071572)
Gary.Walters@ThompsonHine.com
Holly H. Armstrong (0084054)
Holly.Armstrong@ThompsonHine.com
THOMPSON HINE LLP
3900 Key Center
127 Public Square
Cleveland, Ohio 44114-1291
(216) 566-5500
(216) 566-5800 (fax)

/s/ David Lehn

David Lehn
COOPER & KIRK, PLLC
1523 New Hampshire Ave. NW
Washington, DC 20036
(202) 220-9600
(202) 220-9601 (fax)
dlehn@cooperkirk.com