

THE HONORABLE JAMES L. ROBERT

FILED
LODGED
ENTERED
RECEIVED

JAN 21 2011

BY AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON DEPUTY

09-CV-00789-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLESOARING HELMET CORPORATION, a
Washington Corporation,

Case No. C09-0789 -JLR

Plaintiff,

STIPULATION AND ORDER FOR
DISMISSAL

v.

NANAL, INC., a Nevada corporation, d/b/a
LEATHERUP.COM,

Defendant.

STIPULATION

The parties have entered into a Settlement Agreement ("Agreement"). Consistent with the terms of the Agreement and pursuant to Federal Rule of Civil Procedure 41(a)(1), the parties stipulate to dismissal of this action with prejudice with no award of costs, expenses or attorney's fee to any party.

This Court will retain jurisdiction of the case only to enforce the Agreement, including the relief provided therein for breach of the Agreement. Prior to filing any motion or claim for breach, the party claiming breach will communicate with the other

(95264.DOC)

STIPULATION AND ORDER FOR DISMISSAL - 1

3249.071 he210602

INVICTA LAW GROUP, PLLC

1000 SECOND AVENUE, SUITE 3310

SEATTLE, WA 98104-1019

FAX (206) 903-6365

TEL (206) 903-6364

1 party's attorneys, and the allegedly breaching party will have 30 calendar days to cure any
2 alleged breach. The case is otherwise dismissed in its entirety with prejudice, each party
3 to bear its own attorneys' fees and costs.

4 //

5 //

6 RESPECTFULLY SUBMITTED this 21st day of January, 2011.

7 INVICTA LAW GROUP, PLLC

8 By: /s/ Stacie Foster

9 Stacie Foster, WSBA NO. 23397

10 1000 2nd Avenue, Suite 3310

11 Seattle, WA 98104

12 Telephone: (206) 903-6364

13 Fax: (206) 903-6365

14 E-Mail: sfoster@invictalaw.com

15 Attorneys for Plaintiff SOARING HELMET CORPORATION

16 HENDRICKS & LEWIS PLLC

17 By: /s/ Katherine Hendricks

18 Katherine Hendricks, WSBA No. 14040

19 901 Fifth Avenue, Suite 4100

20 Seattle, WA 98164

21 Telephone: (206) 624-1933

22 Fax: (206) 583-2716

23 Email: kh@hllaw.com

Attorneys for Defendant Nanal, Inc.

ORDER

IT IS SO ORDERED.

(95264.DOC)

STIPULATION AND ORDER FOR DISMISSAL - 2

3249.071 he210602

(AB) 2
INVICTA LAW GROUP, PLLC

1000 SECOND AVENUE, SUITE 3310

SEATTLE, WA 98104-1019

FAX (206) 903-6365

TEL (206) 903-6364

1 DATED: January 21, 2011.

2
3 
4 THE HONORABLE JAMES L. ROBART
UNITED STATES DISTRICT COURT JUDGE
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

{95264.DOC}

STIPULATION AND ORDER FOR DISMISSAL - 3

3249, 071 hc210602

(AB) 3

INVICTA LAW GROUP, PLLC

1000 SECOND AVENUE, SUITE 3310

SEATTLE, WA 98104-1019

FAX (206) 903-6365

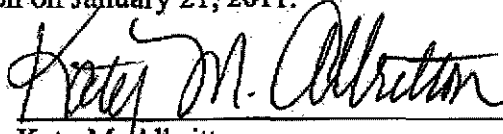
TEL (206) 903-6364

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following persons/attorneys of record:

Ms. Katherine Hendricks
Ms. Stacia N. Lay
HENDRICKS & LEWIS, PLLC
901 Fifth Avenue, Suite 4100
Seattle, WA 98164

EXECUTED at Seattle, Washington on January 21, 2011.



Katy M. Albritton
Legal Assistant