

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

The Honorable James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MERCER INTERNATIONAL INC.,

Plaintiff,

vs.

GATES CAPITAL MANAGEMENT, INC.,
GATES CAPITAL MANAGEMENT GP,
LLC, GATES CAPITAL MANAGEMENT,
L.P., GATES CAPITAL PARTNERS, LLC,
ECF VALUE FUND, L.P., ECF VALUE
FUND II, L.P., ECF VALUE FUND
INTERNATIONAL MASTER L.P., ECF
VALUE FUND INTERNATIONAL LTD.,
and JEFFREY L. GATES,

Defendants.

Case No. 2:16-cv-01864-JLR
~~PROPOSED~~ FINAL JUDGMENT

JLR

Pursuant to the Court's Order Granting Defendants' Unopposed Motion to Approve Settlement, this action is dismissed with prejudice in its entirety. This is a final judgment. Each party shall bear their own costs.

1
2
3 SIGNED THIS 23RD DAY OF April, 2017.

4
5 
6 HONORABLE JAMES L. ROBART
7 UNITED STATES DISTRICT JUDGE

8 PRESENTED BY:

9 **BRACEWELL LLP**

10 By: /s/Philip J. Bezanson

11 By: /s/Carolyn Robbs Bilanko

12 Philip J. Bezanson, WSBA #50892
13 Carolyn Robbs Bilanko, WSBA #41913
14 701 Fifth Avenue, 62nd Floor
15 Seattle, WA 98104-7043
16 Telephone: (206) 204-6200
17 Fax: (206) 204-6262
18 Phil.Bezanson@bracewelllaw.com
19 Carolyn.Bilanko@bracewelllaw.com

20 **SCHULTE ROTH & ZABEL LLP**

21 By: /s/Michael Swartz

22 By: /s/Randall Adams

23 Michael Swartz, Pro Hac Vice
24 Randall Adams, Pro Hac Vice
25 919 Third Avenue, New York, NY 10022
26 Telephone: (212) 756-2000
27 Fax: (212) 593-5955
28 Michael.Swartz@srz.com
29 Randall.Adams@srz.com

30 *Attorneys for Defendants*

CERTIFICATE OF SERVICE

I declare that on March 22, 2017, I caused a true copy of the foregoing document to be served on the following in the manner indicated:

Brendan T. Mangan, WSBA #17231
Ross Siler, WSBA #46486
1201 Third Avenue, Suite 2200
Seattle, WA 98101-3045
Telephone: (206) 622-3150
Fax: (206) 757-7700
Email: brendanmangan@dwt.com
Email: ross.siler@dwt.com

- ECF
- Via Hand Delivery
- Via Facsimile
- Via U.S. Mail
- Via Overnight Delivery
- Via E-Mail per Agreement

*Attorney for Plaintiff
Mercer International Inc.*

/s/Victoria Washington
Victoria Washington
Assistant to Carolyn Robbs Bilanko