

THE HONORABLE MARSHA J. PECHMAN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

LINNE ROSE, individually and on behalf of all
others similarly situated,

Plaintiffs,

vs.

BEHR PROCESS CORP., BEHR PAINT
CORP., MASCO CORP., THE HOME
DEPOT, INC., and HOME DEPOT U.S.A.,
INC.,

Defendants.

NO. 2:17-cv-01754-MJP

**STIPULATION AND ORDER OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

I. STIPULATION

Plaintiff Linne Rose (“Plaintiff”),S and Defendants Masco Corporation, Behr Process Corporation, Behr Paint Corp., The Home Depot, Inc., and Home Depot U.S.A., Inc. (“Defendants”), pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, hereby stipulate to the voluntary dismissal *without prejudice* of each of Plaintiff’s claims against Defendants in this action.

1 STIPULATED TO, DATED AND RESPECTFULLY SUBMITTED this 7th day of
2 March, 2019.

3 TERRELL MARSHALL LAW
4 GROUP PLLC

MILLS MEYERS SWARTLING

5 By: /s/ Beth E. Terrell, WSBA #26759
6 Beth E. Terrell, WSBA #26759
7 Email: bterrell@terrellmarshall.com
8 Eric R. Nusser, WSBA #51513
9 Email: eric@terrellmarshall.com
10 936 North 34th Street, Suite 300
11 Seattle, Washington 98103-8869
12 Telephone: (206) 816-6603
13 Facsimile: (206) 319-5450

By: /s/ Caryn Geraghty Jorgensen, #27514
Caryn Geraghty Jorgensen, WSBA #27514
Email: cjorgensen@millsmeyers.com
John T. Fetters, WSBA #40800
Email: jfetters@millsmeyers.com
1000 Second Avenue, Suite 3000
Seattle, Washington 98104-3028
Telephone: (206) 382-1000
Facsimile: (206) 386-7343

11 Daniel K. Bryson, *Admitted Pro Hac Vice*
12 Email: dan@wbmlp.com
13 Scott C. Harris, *Admitted Pro Hac Vice*
14 Email: scott@wbmlp.com
15 Patrick M. Wallace, *Admitted Pro Hac*
16 *Vice*
17 Email: pat@wbmlp.com
18 WHITFIELD BRYSON & MASON, LLP
19 900 West Morgan Street
20 Raleigh, North Carolina 27603
21 Telephone: (919) 600-5000
22 Facsimile: (919) 600-5002

Robert Alpert, *Admitted Pro Hac Vice*
Email: ralpert@mmmlaw.com
Jeffrey Douglass, *Admitted Pro Hac Vice*
Email: jkd@mmmlaw.com
MORRIS MANNING & MARTIN LLP
3343 Peachtree Road
1600 Atlanta Financial Center
Atlanta, Georgia 30326
Telephone: (404) 504-7793

*Attorneys for Defendants The Home Depot,
Inc., and Home Depot U.S.A., Inc.*

18 *Attorneys for Plaintiff*

19 LATHAM & WATKINS, LLP

21 By: /s/ Kathleen P. Lally, Pro Hac Vice
22 Kathleen P. Lally, *Admitted Pro Hac Vice*
23 Email: Kathleen.lally@lw.com
24 330 North Wabash Avenue, Suite 2800
25 Chicago, Illinois 60611
26 Telephone: (312) 777-7005
27

1 Jason M. Kettrick, WSBA #35459
Email: kettrick@carneylaw.com
2 Elliot C. Copenhaver, WSBA #46909
Email: copenhaver@carneylaw.com
3 Emilia L. Sweeney, WSBA #23371
Email: sweeney@carneylaw.com
4 CARNEY BADLEY SPELLMAN, P.S.
701 Fifth Avenue, Suite 3600
5 Seattle, Washington 98104
6 Telephone: (206) 622-8020
Facsimile: (206) 467-8215

7
8 *Attorneys for Defendants Masco*
Corporation, Behr Process Corporation and
9 *Behr Paint Corp.*

10 **II. ORDER**

11 IT IS SO ORDERED.

12 Dated this __7th____ day of ____March____, 2019.

13
14
15 

16
17 Marsha J. Pechman
18 United States Senior District Judge
19
20
21
22
23
24
25
26
27

1 CERTIFICATE OF SERVICE

2 I, Beth E. Terrell, hereby certify that on March 7, 2019, I electronically filed the
3 foregoing with the Clerk of the Court using the CM/ECF system which will send notification of
4 such filing to the following:

5 Caryn Geraghty Jorgensen, WSBA #27514
6 Email: cjorgensen@millsmeyers.com
7 John T. Fetters, WSBA #40800
8 Email: jfetters@millsmeyers.com
9 MILLS MEYERS SWARTLING
10 1000 Second Avenue, Suite 3000
11 Seattle, Washington 98104-3028
12 Telephone: (206) 382-1000
13 Facsimile: (206) 386-7343

14 Robert Alpert, *Admitted Pro Hac Vice*
15 Email: ralpert@mmmlaw.com
16 Jeffrey Douglass, *Admitted Pro Hac Vice*
17 Email: jkd@mmmlaw.com
18 MORRIS MANNING & MARTIN LLP
19 3343 Peachtree Road
20 1600 Atlanta Financial Center
21 Atlanta, Georgia 30326
22 Telephone: (404) 504-7793

23 *Attorneys for Defendants The Home Depot, Inc., and Home Depot U.S.A., Inc.*

24 Jason M. Kettrick, WSBA #35459
25 Email: kettrick@carneylaw.com
26 Elliot C. Copenhaver, WSBA #46909
27 Email: copenhaver@carneylaw.com
28 Emilia L. Sweeney, WSBA #23371
29 Email: sweeney@carneylaw.com
30 CARNEY BADLEY SPELLMAN, P.S.
31 701 Fifth Avenue, Suite 3600
32 Seattle, Washington 98104
33 Telephone: (206) 622-8020
34 Facsimile: (206) 467-8215

1 Kathleen P. Lally, *Admitted Pro Hac Vice*
2 Email: Kathleen.lally@lw.com
3 LATHAM & WATKINS, LLP
4 330 North Wabash Avenue, Suite 2800
5 Chicago, Illinois 60611
6 Telephone: (312) 777-7005

7 *Attorneys for Defendants Masco Corporation, Behr Process Corporation*
8 *and Behr Paint Corp.*

9 DATED this 7th day of March, 2019.

10 TERRELL MARSHALL LAW GROUP PLLC

11 By: /s/ Beth E. Terrell, WSBA #26759
12 Beth E. Terrell, WSBA #26759
13 Email: bterrell@terrellmarshall.com
14 936 North 34th Street, Suite 300
15 Seattle, Washington 98103
16 Telephone: (206) 816-6603
17 Facsimile: (206) 319-5450

18 *Attorneys for Plaintiff*