

THE HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

NORTHWEST ADMINISTRATORS,
INC.,

NO. C21-00078-JLR

Plaintiff,

STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE

v.

PEPSI-COLA SALES AND
DISTRIBUTION, INC., a Delaware
corporation,

Defendant.

THE PARTIES above named, through their attorneys Russell J. Reid of Reid, McCarthy, Ballew & Leahy, L.L.P., attorneys for Plaintiff, and Molly Gabel of Seyfarth Shaw LLP, attorneys for Defendant, Pepsi-Cola Sales and Distribution, Inc., hereby stipulate that the above-referenced action should be dismissed, with prejudice, and with each party bearing its own attorneys' fees and costs. This Stipulation shall not foreclose Plaintiff or the Trust, based on res judicata principles or other legal principles, from collecting additional contributions, liquidated damages, interest and attorney's fees for the time period encompassed by this action, April 2019 through July 2019, if a future audit or some other source reveals that Defendant owes the Plaintiff additional

STIPULATION AND ORDER FOR DISMISSAL
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Reid, McCarthy, Ballew & Leahy, L.L.P.
ATTORNEYS AT LAW

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1 amounts for said period, or from collecting contributions, liquidated damages, interest,
2 attorney's fees and costs for any period other than April 2019 through July 2019.

3 DATED this 21st day of April, 2021.

4
5 REID, McCARTHY, BALLEW & LEAHY.
6 L.L.P.

SEYFARTH SHAW LLP

7 s/Russell J. Reid
8 Russell J. Reid, WSBA #2560
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13 Attorney for Plaintiff

Attorney for Defendant

14 **ORDER OF DISMISSAL**

15 Based on the foregoing Stipulation of Plaintiff and Defendant,

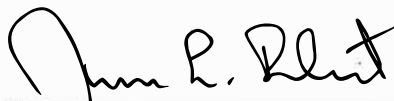
16 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this action shall
17 be and is hereby dismissed with prejudice and that each party shall bear its own
18 attorneys' fees and costs of suit. This Order shall not foreclose Plaintiff or the Trust,
19 based on res judicata principles or other legal principles, from collecting additional
20 contributions, liquidated damages, interest and attorneys fees for the time period
21 encompassed by this action, April 2019 through July 2019, if a future audit or some
22 other source reveals that Defendant owes the Plaintiff additional amounts for said
23 period, or from collecting contributions, liquidated damages, interest, attorney's fees
24 and costs for any period other than April 2019 through July 2019.

25 STIPULATION AND ORDER FOR DISMISSAL
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ORDER ENTERED this 27th day of April, 2021.



UNITED STATES DISTRICT COURT JUDGE

Submitted for Entry:

REID, McCARTHY, BALLEW & LEAHY,
L.L.P.

By s/Russell J. Reid

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