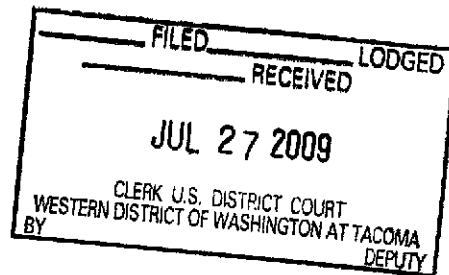


THE HONORABLE FRANKLIN D. BURGESS

09-CV-05172-STIP



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JULIETA G. COLBY,

Plaintiff,

v.

PACIFIC NUTRITIONAL, INC., a
Washington corporation, et al.

Defendants.

No. C09-5172 FDB

**JOINT STIPULATION AND
ORDER OF DISMISSAL**

(Clerk's Action Required)

JOINT STIPULATION

Pursuant to FRCP 41(a)(1)(ii), Plaintiff G. Colby and Defendant Pacific Nutritional, Inc. hereby stipulate and agree that this lawsuit and all claims asserted in it, or that could have been

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1 asserted in it, shall be dismissed with prejudice and without costs or attorneys' fees to any party.

2 July 24, 2009.

3 **STOEL RIVES LLP**

LAW OFFICE OF GRANT & ASSOCIATES

4
5 /s/ Chris Kitchel

/s/ Artis C. Grant, Jr.

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9 Attorney for Defendant Pacific Nutritional, Inc.,

Attorney for Plaintiff

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JOINT STIPULATION AND ORDER OF DISMISSAL (C09-5172 FDB) - 2


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ORDER

Based on the above stipulation of the parties, IT IS ORDERED;

- 1. This action is dismissed with prejudice; and
- 2. No award of costs or attorney fees shall be made to any party.

Dated: July 27, 2009



 HONORABLE FRANKLIN D. BURGESS
 Judge of the Western District of Washington at
 Seattle United States District Court

Presented by:

STOEL RIVES LLP

LAW OFFICE OF GRANT & ASSOCIATES

/s/ Chris Kitchel
 Chris Kitchel, WSBA No. 13706
 Attorney for Defendant Pacific Nutritional, Inc.

/s/ Artis C. Grant, Jr.
 Artis C. Grant, Jr., WSBA No. 26204
 Attorney for Plaintiff