

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
CAMDEN VICINAGE

BARBARA GLABERSON, On Behalf of
Herself, All Others Similarly Situated and
the General Public,

Plaintiffs,

v.

FITFLOP USA, LLC, FITFLOP
LIMITED, BRAND SLAM LTD., and
MARCIA DIANE KILGORE,

Defendants.

CASE NO.: 1:13-cv-02051-NLH-AMD

JOINT STATUS REPORT

Magistrate Judge Ann Marie Donio

On September 12, 2013, this Court granted the Parties' Joint Stipulation to Stay Proceedings (Dkt. 29) pending a comprehensive nationwide settlement in *Rosales v. FitFlop USA, LLC* in the Southern District of California (3:11-cv-00973-W-KSC).

On April 28, 2014, Judge Thomas J. Whelan, U.S.D.J., granted the Joint Motion for Final Approval of Class Action Settlement in *Rosales* (*Rosales* Dkt. 121).

On May 27, 2014, a Notice of Appeal was filed by an objector, Michael Narkin (*Rosales* Dkt. 122).

On October 20, 2014, the United States Court of Appeals for the Ninth Circuit dismissed Mr. Narkin's appeal because he failed to pay the docketing/filing fees under Ninth Circuit Rule 42-1 (*Rosales* Dkt. 136).

On January 22, 2015, Judge Whelan ordered the case closed (*Rosales* Dkt. 137).

Because the comprehensive nationwide settlement in *Rosales* is now final, and because that settlement resolved all of the claims in this action, the Parties hereby jointly request that this matter be dismissed with prejudice.

Dated: February 13, 2015

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**IN THE UNITED STATES DISTRICT COURT
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CERTIFICATE OF SERVICE

The undersigned certifies as follows:

1. I am an attorney at the law firm of Shepherd, Finkelman, Miller & Shah, LLP, located at 475 White Horse Pike, Collingswood, NJ 08107. I represent, among others, the plaintiff in the above-captioned matter. On February 13, 2015, the following documents were electronically filed and served via the Court's CM/ECF system upon all registered users:

- a. Joint Status Report; and
- b. Certificate of Service.

I certify that the foregoing statements made by me are true. I am aware that if the foregoing statements are willfully false, I am subject to punishment.

Dated: February 13, 2015

Respectfully submitted,

By: /s/James C. Shah