

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~~ ORDER

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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*Attorneys for Defendant*

So Ordered this 18<sup>th</sup> day  
of February, 20 15  
Noel L. Hillman  
Hon. Noel L. Hillman, USDJ