

THE HONORABLE MARSHA J. PECHMAN

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U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

DONNA COPELAND, on behalf of herself and
all others similarly situated,

Plaintiff,

vs.

ALBION LABORATORIES, INC.; SEEKING
HEALTH, LLC; and DESIGNS FOR HEALTH,
INC.,

Defendants.

NO. 2:15-cv-00585-MJP

**STIPULATION AND [PROPOSED]
ORDER OF DISMISSAL PURSUANT
TO FEDERAL RULE OF CIVIL
PROCEDURE 41(a)(1)(A)(ii)**

**Note on Motion Calendar:
February 29, 2016**

I. STIPULATION

Plaintiff Donna Copeland and Defendants Seeking Health, LLC and Designs for Health, Inc. (collectively, the “Parties”), by and through their undersigned counsel of record, hereby stipulate as follows:

WHEREAS Fed. R. Civ. P. 41(a) permits the Parties to voluntarily dismiss an action without a court order by filing a stipulation of dismissal signed by all parties who have appeared;

WHEREAS this case has not been certified as a class action under Fed. R. Civ. P. 23;

1 WHEREAS the Parties have negotiated a settlement of Plaintiff's individual claims
2 only;

3 THEREFORE the Parties agree and stipulate, pursuant to Federal Rule of Civil
4 Procedure 41(a)(1)(A)(ii), that the above-captioned lawsuit shall be dismissed with prejudice as
5 to Plaintiff's individual claims and without prejudice as to the potential claims of any absent
6 putative class members.

7 IT IS SO STIPULATED.

8 RESPECTFULLY SUBMITTED AND DATED this 29th day of February, 2016.

9 TERRELL MARSHALL LAW
10 GROUP PLLC

NEWMAN DU WORS LLP

11
12 By: /s/ Adrienne D. McEntee, WSBA #34061
Beth E. Terrell, WSBA #26759
13 Email: bterrell@tmdwlaw.com
Adrienne D. McEntee, WSBA #34061
14 Email: amcentee@tmdwlaw.com
936 North 34th Street, Suite 300
15 Seattle, Washington 98103-8869
Telephone: (206) 816-6603

By: /s/ Jake Bernstein, WSBA #39362
Derek Newman, WSBA#26967
Email: dn@newmanlaw.com
16 Jake Bernstein, WSBA #39362
Email: jake@newmanlaw.com
2101 Fourth Avenue, Suite 1500
17 Seattle, Washington 98121
Telephone: (206) 274-2800

17 Kim E. Richman, *Admitted Pro Hac Vice*
E-mail: krichman@richmanlawgroup.com
18 THE RICHMAN LAW GROUP
19 195 Plymouth Street
Brooklyn, New York 11201
20 Telephone: (212) 687-8291

Attorneys for Defendant Designs for Health, Inc.

SAVITT BRUCE & WILLEY LLP

21 Benjamin M. Lopatin, *Admitted Pro*
Hac Vice
22 E-mail: blopatin@elplawyers.com
EGGNATZ, LOPATIN
23 & PASCUCCI, LLP
24 580 California Street, Suite 1200
San Francisco, California 94104

By: /s/ Miles A. Yanick, WSBA #26603
David N. Bruce, WSBA #15237
Email: dbruce@sbwllp.com
25 Miles A. Yanick, WSBA #26603
Email: myanick@sbwllp.com
Caitlin K. Hawks, WSBA#46669
26 Email: chawks@sbwllp.com
1425 Fourth Avenue Suite 800
27 Seattle, Washington 98101-2272
Telephone: (206) 749-0500

Attorneys for Plaintiff

Attorneys for Defendant Seeking Health, LLC

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II. [PROPOSED] ORDER

IT IS SO ORDERED.

DATED this _____ day of _____, 2016.

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I, Adrienne D. McEntee, hereby certify that on February 29, 2016, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Derek Newman, WSBA#26967
Email: dn@newmanlaw.com
Jake Bernstein, WSBA #39362
Email: jake@newmanlaw.com
NEWMAN DU WORS LLP
2101 Fourth Avenue, Suite 1500
Seattle, Washington 98121
Telephone: (206) 274-2800
Facsimile: (206) 274-2801

Attorneys for Defendant Designs for Health, Inc.

David N. Bruce, WSBA #15237
Email: dbruce@sbwllp.com
Miles A. Yanick, WSBA #26603
Email: myanick@sbwllp.com
Caitlin K. Hawks, WSBA#46669
Email: chawks@sbwllp.com
SAVITT BRUCE & WILLEY LLP
1425 Fourth Avenue Suite 800
Seattle, Washington 98101-2272
Telephone: (206) 749-0500
Facsimile: (206) 749-0600

Attorneys for Defendant Seeking Health, LLC

DATED this 29th day of February, 2016.

TERRELL MARSHALL LAW GROUP PLLC

By: /s/ Adrienne D. McEntee, WSBA #34061
Adrienne D. McEntee, WSBA #34061
Email: amcentee@tmdwlaw.com
936 North 34th Street, Suite 300
Seattle, Washington 98103
Telephone: (206) 816-6603
Facsimile: (206) 350-3528

Attorneys for Plaintiff

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