

Todd M. Friedman, Esq. (216752)  
Law Offices of Todd M. Friedman, P.C.  
324 S. Beverly Dr., #725  
Beverly Hills, CA 90212  
Phone: (877) 206-4741  
Fax: (866) 633-0228  
tfriedman@AttorneysForConsumers.com  
Attorney for Plaintiff

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

**DARREN HANDY**, Individually, And ) Case No. 1:14-cv-01355-JLT  
On Behalf Of All Others Similarly )  
Situating, ) **JOINT STIPULATION OF**  
 ) **DISMISSAL OF ACTION WITH**  
Plaintiff, ) **PREJUDICE AS TO THE NAMED**  
v. ) **PLAINTIFF AND WITHOUT**  
 ) **PREJUDICE AS TO THE**  
**LOGMEIN, INC.,** ) **PUTATIVE CLASS**  
 )  
Defendant. )

NOW COME THE PARTIES by and through their attorneys to respectfully move this Honorable Court to dismiss this matter with prejudice as to the named Plaintiff, and without prejudice as to the Putative Class alleged in the complaint, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Each party shall bear their own costs and attorney fees. A proposed order has been concurrently submitted to this Court.

The notice and approval requirements of Federal Rule of Civil Procedure 23(e) are inapplicable to the parties' settlement and dismissal of this putative class action because this action has not been certified as a class.<sup>1</sup>

<sup>1</sup> Federal Rule of Civil Procedure 23(e) states "[t]he claims, issues or defenses of a certified class may be settled, voluntarily dismissed, or compromised only with the Court's approval.

1 The Parties agree that this Court can proceed to dismiss this Action entirely  
2 with prejudice as to the Named Plaintiff and without prejudice as to the Putative  
3 Class alleged in the complaint.

4  
5 Respectfully submitted this 3<sup>rd</sup> day of March, 2016

6 By: s/Todd M. Friedman, Esq.  
7 TODD M. FRIEDMAN  
8 Attorney for Plaintiffs

9  
10 By: s/James Hyeoun Ju Moon, Esq.  
11 JAMES HYEOUN JU MOON  
12 Attorneys for Defendant

1 Filed electronically on this 3<sup>rd</sup> day of March, 2016, with:

2 United States District Court CM/ECF system

3 Notification sent electronically via the Court's ECF system to:

4  
5 Honorable Jennifer L. Thurston  
6 United States District Court  
7 Eastern District of California

8 Brian T. Glennon  
9 Latham & Watkins, LLP

10 James Hyeoun Ju Moon  
11 Latham & Watkins LLP

12 William Trach  
13 Latham & Watkins LLP

14  
15 This 3<sup>rd</sup> day of March, 2016

16 s/Todd M. Friedman, Esq.  
17 TODD M. FRIEDMAN

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

**DARREN HANDY**, Individually, And ) Case No. 1:14-cv-01355-JLT  
On Behalf Of All Others Similarly )  
Situating, ) **ORDER**  
 )  
Plaintiff, )  
v. )  
 )  
**LOGMEIN, INC.**, )  
 )  
Defendant. )  
 )

IT IS HEREBY ORDERED that pursuant to the Stipulation of the parties to dismiss this case with prejudice pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(ii), the entire case is dismissed with prejudice as to the named Plaintiffs, and without prejudice as to the putative class. Each party shall bear its own costs and expenses.

Dated this \_\_\_\_ day of March, 2016.

\_\_\_\_\_  
The Honorable Jennifer L. Thurston