

1 **CLARKSON LAW FIRM, P.C.**
 Ryan J. Clarkson (SBN 257074)
 2 *rclarkson@clarksonlawfirm.com*
 Bahar Sodaify (SBN 289730)
 3 *bsodaify@clarksonlawfirm.com*
 Alan Gudino (SBN 326738)
 4 *agudino@clarksonlawfirm.com*
 Ryan D. Ardi (SBN 348738)
 5 *rardi@clarksonlawfirm.com*
 22525 Pacific Coast Highway
 6 Malibu, CA 90265
 Telephone: (213) 788-4050
 7 Facsimile: (213) 788-4070

8 *Attorneys for Plaintiff*

9 **AKERMAN LLP**
 Caroline H. Mankey (SBN 187302)
 10 *caroline.mankey@akerman.com*
 Christopher N. McAndrew (SBN 324759)
 11 *christopher.mcandrews@akerman.com*
 601 W. Fifth Street, Ste. 300
 12 Los Angeles, CA 90071
 Telephone: (213) 688-9500
 13 Facsimile: (213) 627-6342

14 *Attorneys for Defendant*

15 **UNITED STATES DISTRICT COURT**
 16 **CENTRAL DISTRICT OF CALIFORNIA**

17 PHILLIP WHITE, individually and on
18 behalf of all others similarly situated,

19 Plaintiff,

20 v.

21 T.W. GARNER FOOD CO., a North
22 Carolina corporation,

23 Defendant.
24
25
26
27
28

Case No. 2:22-cv-06503-MEMF-SK

CLASS ACTION

Honorable Maame Ewusi-Mensah
Frimpong

**STIPULATION OF DISMISSAL OF
THE ACTION WITHOUT
PREJUDICE**

Complaint Filed: September 12, 2022

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff Phillip White (“Plaintiff”) and Defendant T.W. Garner Food Co. (“Defendant”), through their respective counsel, hereby stipulate to dismiss the above-entitled action without prejudice as to the named Plaintiff and the putative class. In stipulating to the dismissal, Defendant neither agrees to nor admits to any of the factual allegations or legal arguments expressed in Plaintiff’s motion to dismiss. Each party shall bear his/its own attorneys’ fees and costs.

IT IS SO STIPULATED.

DATED: October 3, 2023

Respectfully submitted,

CLARKSON LAW FIRM, P.C.

By: /s/ Bahar Sodaify
Ryan J. Clarkson, Esq.
Bahar Sodaify, Esq.
Alan Gudino, Esq.
Ryan D. Ardi, Esq.

Attorneys for Plaintiff

DATED: October 3, 2023

AKERMAN LLP

By: /s/ Caroline H. Mankey
Caroline H. Mankey, Esq.
Christopher N. McAndrew, Esq.

Attorneys for Defendant

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTESTATION OF FILER

Pursuant to Local Rule 5-4.3.4, the undersigned filer hereby attests that all signatories listed, and on whose behalf the filing is submitted, concur in the filing’s content and have authorized the filing.

Dated: October 3, 2023

CLARKSON LAW FIRM, P.C.

/s/ Bahar Sodaify

By: Bahar Sodaify

Attorneys for Plaintiff

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

PHILLIP WHITE, individually and on behalf of all others similarly situated,

Plaintiff,

v.

T.W. GARNER FOOD CO., a North Carolina corporation,

Defendant.

Case No. 2:22-cv-06503-MEMF (SKx)

CLASS ACTION

Assigned to Hon. Maame Ewusi Mensah Frimpong

[PROPOSED] ORDER GRANTING STIPULATION OF DISMISSAL OF THE ACTION WITHOUT PREJUDICE

Complaint Filed: September 12, 2022

1 PURSUANT TO THE STIPULATION OF THE PARTIES, IT IS HEREBY
2 ORDERED THAT this action is dismissed in its entirety without prejudice as to
3 Plaintiff Phillip White’s claims and as to the claims of any putative class members
4 pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). All scheduled dates
5 shall be vacated and the matter closed.

6 **IT IS SO ORDERED.**

7
8 Dated: _____

Hon. Maame Ewusi Mensah Frimpong
United States District Court Judge

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28