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2 **UNITED STATES DISTRICT COURT**  
3 **EASTERN DISTRICT OF NEW YORK (Central Islip)**

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5 DUSTIN HICE,

6 Plaintiff,

7 v.

8 DON LEMON,

9 Defendant.

Case No.: 2:19-cv-04666-JMA-JMW

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12 **STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE PURSUANT TO**  
13 **FEDERAL RULES OF CIVIL PROCEDURE, RULE 41(a)**  
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15 **TO THE HONORABLE JUDGE OF THE ABOVE-ENTITLED COURT AND TO ALL**  
16 **PARTIES AND THEIR COUNSEL:**

17 IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel  
18 for the parties that the above-captioned action should be voluntarily dismissed with prejudice  
19 pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(A)(ii), with each party to bear their  
20 own costs and attorneys' fees.  
21

22  
23 DATED: May 2, 2022

24 /s/ Robert E. Barnes

25 Robert E. Barnes  
26 BARNES LAW  
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Attorneys for Plaintiff DUSTIN HICE

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DATED: May 2, 2022

/s/ Caroline Polisi

Caroline Polisi

/s/ Daniella Gordon

Daniella Gordon

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Attorneys for Defendant DON LEMON

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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

DUSTIN HICE,

Plaintiff,

v.

DON LEMON,

Defendant.

**Case No.: 19-04666**

**CERTIFICATE OF SERVICE**

IT IS HEREBY CERTIFIED THAT:

I, Robert Holzinger, am a citizen of the United States and am at least 18 years of age. My business address is 700 South Flower Street, Suite 1000, Los Angeles, California 90017.

I am not a party to the above titled action. I have caused service of “**STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE, RULE 41(a)**” on the following party(ies) by filing with the Clerk of the Court using the CM/ECF system, and that a courtesy copy was forwarded to the following attorney(s) of record by Electronic Notification:

Caroline J. Polisi  
ARMSTRONG TEASDALE LLP  
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New York, New York 10022  
Email: [cpolisi@atllp.com](mailto:cpolisi@atllp.com)  
Attorneys for Defendant

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 2, 2022.

/s/ Robert Holzinger