

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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People of the State of New York, by LETITIA JAMES,
Attorney General of the State of New York,

Case No.

17-CV-3706 (CBA) (TAM)

Plaintiff,
-against-

Kenneth Griep, Ronald George, Patricia Musco, Ranville
Thomas, Osayinwense N. Okuonghae, Anne Kaminsky, Brian
George, Sharon Richards, Deborah M. Ryan, Angela Braxton,
Jasmine LaLande, Prisca Joseph, and Scott Fitchett, Jr.,

Defendants.

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STIPULATION OF VOLUNTARY DISMISSAL

IT IS HEREBY STIPULATED AND AGREED that pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii),
by and between the undersigned counsel for the parties to this action, that

1. Defendants agree not to file any counter-claims or seek any further appeal of this Court's ruling, *New York by Underwood v. Griep*, No. 17-CV-03706 (CBA), 2018 WL 3518527 (E.D.N.Y. July 20, 2018).
2. The State of New York shall not seek damages or civil penalties in connection with the Court's rulings to date.
3. The State of New York's claims against Defendants shall be voluntarily dismissed with prejudice.
4. Each of the parties shall bear their own costs and expenses incurred in connection with this action, other than Defendant Fitchett. Defendant Fitchett agrees to bear any attorney's fees that he has incurred. As to the costs incurred by Defendant Fitchett, Plaintiff will not oppose his entitlement to taxable costs under Federal Rule of Civil Procedure 54, including

on the basis that this action was resolved by a joint stipulation, rather than a final judgment by the Court. However, Plaintiff reserves the right to dispute the amount of costs sought by Defendant Fitchett should they exceed the purview of 28 U.S.C. § 1920. Defendant Fitchett shall file a Bill of Costs within 14 days of this Stipulation.

Dated: November 16, 2021

Respectfully submitted,

LETITIA JAMES
Attorney General of the State of New York

By: /s/ Nancy M. Trasande

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