IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,	)	
	)	CIVIL ACTION NO.
Plaintiff,	)	
	)	1:05-CV-0628
v.	)	
	)	
FUTON FACTORY, INC.	)	
	)	
Defendant.	)	

VOLUNTARY DISMISSAL OF EEOC ACTION BY STIPULATION

Come now the parties and hereby stipulate to the voluntary dismissal of the EEOC action pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure. The parties stipulate as follows:

(1) This action is hereby dismissed with prejudice.

(2) The EEOC and Defendant Futon Factory Inc. are to bear their own costs and attorneys fees with respect to the EEOC action.

Respectf ully submitted,

/s/ Johanna Philhower Maple
JOHANNA PHILHOWER MAPLE
Senior Trial Attorney

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CERTIFICATE OF SERVICE

I hereby certify that on September 21, 2006, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

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