

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION,

Plaintiff,

vs.

BENCHMARK RESIDENTIAL SERVICES,  
INC.,

Defendant.

Case No. 1:03-CV-10172

Hon. David M. Lawson

U.S. DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

JUN 19 4 26 PM '04

FILED

Tammy C. Klein (P60256)  
Attorney for Plaintiff  
Equal Employment Opportunity Commission  
865 Patrick V. McNamara Building  
477 Michigan Avenue  
Detroit, Michigan 48226  
(313) 226-5673

BRAUN KENDRICK FINKBEINER P.L.C.  
By: Jamie Hecht Nisidis (P48969)  
Attorneys for Defendant  
4301 Fashion Square Boulevard  
Saginaw, Michigan 48603  
(989) 498-2100

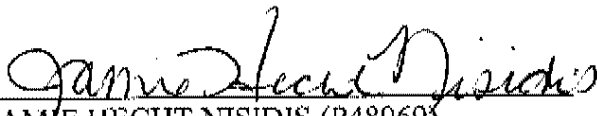
FREID, GALLAGHER, TAYLOR & ASSOCIATES, P.C.  
By: Debra A. Freid (P33078)  
Attorneys for Intervening Plaintiff  
P.O. Box 3305  
Saginaw, Michigan 48605-3305  
(989) 754-0411


**DISMISSAL WITH PREJUDICE**

Intervening Plaintiff, Kim Helm ("Intervening Plaintiff" or "Helm") and Defendant, Benchmark Residential Services, Inc., hereby agree to dismissal of the above-captioned lawsuit with prejudice. Given that the issues in this case have been resolved through a Consent Decree signed by the Equal Employment Opportunity Commission (the "Commission") on behalf of Helm, and Benchmark, and given that all parties are in agreement with the terms and conditions contained in

the Consent Decree, dismissal of this lawsuit with prejudice is appropriate. (See, Attachment A, Consent Decree.)

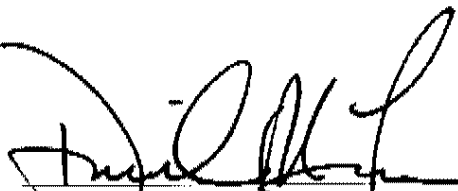
WE HEREBY AGREE:

  
JAMIE HECHT NISIDIS (P48969)  
Attorney for Defendant  
4301 Fashion Square Boulevard  
Saginaw, Michigan 48603  
(989) 498-2100  
Dated: July 8, 2004.

  
DEBRA FREID (P31078)  
Attorney for Intervening Plaintiff  
604 S. Jefferson Avenue  
Saginaw, Michigan 48605  
(989) 754-0411  
Dated: July 9, 2004

IT IS SO ORDERED:

Dated: July 19, 2004.

  
DAVID M. LAWSON  
United States District Judge