

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RUDOLPH A. KARLO, MARK K.,	)	
MCLURE, WILLIAM S. CUNNINGHAM,	)	
JEFFREY MARIETTI, DAVID	)	
MEIXELSBERGER, BENJAMIN D.	)	
THOMPSON and RICHARD CSUKAS,	)	Civil Action No. 2:10-cv-01283
on behalf of themselves and all others	)	
similarly situated,	)	Honorable Nora Barry Fischer
	)	
Plaintiffs,	)	
	)	ELECTRONIC FILING
v.	)	
	)	
PITTSBURGH GLASS WORKS, LLC,	)	
	)	
Defendant.	)	

**RULE 41 JOINT STIPULATION FOR DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, it is hereby stipulated and agreed, by and between the undersigned, the attorneys of record for all parties to the above-entitled action, that Plaintiff Ben Thompson hereby dismisses his claims against Defendant Pittsburgh Glass Works LLC with prejudice, without costs to either party as against the other. In the event of a fee award to the remaining plaintiffs in the above-entitled action, such award shall be reduced in the amount of the attorneys' fees specifically attributable to the claims asserted by Thompson (which consist of fees for time spent by Plaintiffs' attorneys in preparing for and attending Thompson's deposition, attending individual meetings with Thompson, and preparing responses to discovery specific to Thompson).

Respectfully submitted,

Respectfully submitted,

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*Counsel for Defendant*

*Counsel for Plaintiffs, including Ben Thompson*

**SO ORDERED:**

s/ Terrence F. McVerry  
#2877121v.6

Date: August 7, 2013