

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

BLANCA VALENZUELA, MARGIE §
SALAZAR, JOSE E. SERRATO, JOSIE §
RENDON, CLARA TOVAR, CONSUELO §
ESPINO, MARIA AVILA, ERNESTINA §
NAVARRETTE, MARIA E. MUNOZ, §
AMANDA SALCIDO, CANDELARIO G. §
ORTEGA, MARIA ORTIZ, JOSE OLIVA, §
RAFAELA CHAVEZ, ELODIA ARROYO, §
SUSANA CARDIEL, GRACIE RIOS, AND §
LEONEL RUIZ, individually and on behalf §
of all others similarly situated, §

Plaintiffs

v.

SWIFT BEEF COMPANY, INC. D/B/A §
SWIFT COMPANY, SWIFT & §
COMPANY, HICKS, MUSE, TATE & §
FURST, INC., HM CAPITAL PARTNERS §
OF DALLAS, LLC, and JOHN DOES I-V, §

Defendants. §

CIVIL ACTION NO.
3:06-CV-02322-N
ECF

**JOINT STIPULATION OF DISMISSAL WITHOUT
PREJUDICE OF DEFENDANTS HICKS, MUSE, TATE &
FURST, INC. AND HM CAPITAL PARTNERS OF DALLAS, LLC**

WHEREAS, Plaintiffs filed a First Amended Complaint in the above action on
December 28, 2006 (“Amended Complaint”) naming HM Capital Partners of Dallas, LLC and
Hicks, Muse, Tate & Furst, Inc. (collectively, the “HM Defendants”) as defendants; and

WHEREAS, pursuant to the agreement of the parties, the HM Defendants should be
dismissed from the above action;

THEREFORE, the parties stipulate and agree as follows:

1. Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, all claims against the HM Defendants are hereby dismissed without prejudice, with all parties to bear their own costs and attorney's fees.
2. This stipulation is without prejudice to any party's rights to assert any defense or argument against any other party in this action.

SO STIPULATED:

s/ T. Ray Guy

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**ATTORNEYS FOR DEFENDANTS
HM CAPITAL PARTNERS OF
DALLAS, LLC AND HICKS, MUSE,
TATE & FURST, INC.**

s/ Carol C. Payne

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**ATTORNEYS FOR DEFENDANTS
SWIFT BEEF COMPANY, INC.
D/B/A SWIFT COMPANY AND
SWIFT & COMPANY**

s/ Michael E. Heygood

Michael E. Heygood
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ATTORNEY FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of the foregoing document via the Court's CM/ECF system pursuant to the Court's Local Rules this 22nd day of August, 2007. All other counsel will be served by United States mail, certified mail/return receipt requested.

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s/ Michael E. Heygood
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