

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MASON, et al., on behalf of themselves and all
others similarly situated,

Plaintiffs,

v

GRANHOLM, et al., jointly and severally,

Defendants.

Case No. 05-73943

HON. JOHN CORBETT O'MEARA

MAGISTRATE JUDGE DONALD A.
SCHEER

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**STIPULATED ORDER REGARDING DISMISSAL OF PLAINTIFFS' INJUNCTIVE
RELIEF CLAIMS WITHOUT PREJUDICE**

The parties, by and through their counsel, after the filing of Defendant Caruso's affidavit
of December 1, 2008 (Dkt. 372), and in light of the Director's deposition of November 20, 2008,

and the State Defendants' agreement of the opportunity to review and discuss Plaintiffs' remaining concerns related to the operation of the Women's Correctional Facilities;

IT IS HEREBY ORDERED that the Plaintiffs' claims for injunctive relief be dismissed without prejudice. The parties shall bear their own costs and attorney's fees relating to this claim. This dismissal without prejudice means that no party is a prevailing party on this claim as referred to in 42 U.S.C. §1988.

IT IS SO ORDERED.

Date: January 08, 2009

s/John Corbett O'Meara
United States District Judge

Approved as to form and content:

/s/Richard A. Soble
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/s/John L. Thurber
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