

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

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

Case No. 05-73943

Plaintiffs,

HON. JOHN CORBETT O'MEARA
MAG. JUDGE DONALD A. SCHEER

v

GRANHOLM, et al., jointly and severally,

Defendants.

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STIPULATION

The parties stipulate that the District Court's January 23, 2007 Opinion and Order Granting Plaintiffs' Motion for Partial Summary Judgment and Denying Defendants' Motion for Summary Judgment, shall constitute a final declaratory judgment, which will be subject to an appeal of right.

The parties further stipulate that all remaining claims and all Defendants shall be dismissed with prejudice and without costs or attorney fees to any party.

Consistent with this stipulation, the parties have agreed to entry of the attached declaratory judgment and order dismissing remaining claims in this matter.

STIPULATED:

/s/Deborah LaBelle
DEBORAH LaBELLE (P31595)
Attorney for Plaintiffs

/s/John Thurber
JOHN THURBER (P44989)
Attorney for Defendants

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DECLARATORY JUDGMENT AND ORDER DISMISSING REMAINING CLAIMS

This matter having come before the Court upon the Stipulation of the parties:

IT IS HEREBY ORDERED that this Court's January 23, 2007 Opinion and Order

Granting Plaintiffs' Motion for Partial Summary Judgment and Denying Defendants' Motion for Summary Judgment, is entered as a final declaratory judgment;

IT IS FURTHER ORDERED all other remaining claims and Defendants are DISMISSED with prejudice and without costs to any party.

Date: September 28, 2009
United

s/John Corbett O'Meara
States District Judge

Approved as to Form and Content:

/s/ Deborah LaBelle
DEBORAH LaBELLE (P31595)
Attorney for Plaintiffs

/s/John Thurber
JOHN THURBER (P44989)
Attorney for Defendants