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4 Federal Trade Commission  
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1 between them in this litigation, which have been filed concurrently with this  
2 Stipulation. In conjunction with these Proposed Stipulated Orders, Plaintiff and  
3 the Settling Defendants have agreed to stipulate to the dismissal with prejudice of  
4 the action as to defendant Generation Y Investments, LLC (“GenY”), pursuant to  
5 Fed. R. Civ. P. 41(a)(1)(A)(ii). Rule 41(a)(1)(A)(ii) which permits the Plaintiff to  
6 dismiss an action by filing a stipulation of dismissal signed by all parties who have  
7 appeared. Plaintiff seeks to dismiss GenY from the action, with prejudice, because  
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1 Counsel for Defendants Shane Hurley and Generation Y Investments, LLC

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3 s/Leslie R. Weatherhead  
4 LESLIE R. WEATHERHEAD  
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10 Counsel for Defendant Merchant Services Direct, LLC, d/b/a Sphyra

11 s/Michael Aubrey Thurman  
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