

<b>USDC SDNY</b> <b>DOCUMENT</b> <b>ELECTRONICALLY FILED</b> <b>DOC #:</b> _____ <b>DATE FILED:</b> <u>07/17/2014</u>
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PLASMART, INC.	)	
	)	
Plaintiff,	)	Civil Action No.: 1:13-cv-08152-JMF
	)	
v.	)	STIPULATION OF DISMISSAL
	)	WITH PREJUDICE
ACTIVE PLAY TOYS & GAMES, INC.,	)	
	)	
Defendant.	)	

IT IS HEREBY STIPULATED AND AGREED by Plaintiff PlaSmart, Inc. that all claims asserted in this action be dismissed with prejudice as to Defendant Active Play Toys & Games, Inc. (“Active Play”), with each party to bear its own costs and attorneys’ fees.

IT IS FURTHER STIPULATED AND AGREED by Active Play that all counterclaims asserted in this action be dismissed with prejudice as to Plaintiff PlaSmart, with each party to bear its own costs and attorneys’ fees.


IT IS FURTHER STIPULATED AND AGREED that this stipulation may be executed in counterparts, which, taken together, shall have the same force and effect as an original.

IT IS FURTHER STIPULATED AND AGREED that this Court shall retain jurisdiction for the purpose of enforcing this Stipulation and the Release and Settlement Agreement between the parties dated June <sup>27</sup>\_\_, 2014.

July 15


Dated: ~~June~~ \_\_\_\_, 2014

SONNABENDLAW

By:   
Jeffrey Sonnabend (JS-1243)  
600 Prospect Avenue  
Brooklyn, NY 11215-6012  
Tel.: (718) 832-8810  
JSonnabend@SonnabendLaw.com

*Attorneys for Plaintiff  
PlaSmart, Inc.*

FROMMER LAWRENCE & HAUG LLP

By:   
Ronald R. Santucci (RS-8775)  
Richard E. Parke (RP-0699)  
745 Fifth Avenue  
New York, New York 10151  
Tel.: (212) 588-0800  
rsantucci@flhlaw.com  
rparke@flhlaw.com

*Attorneys for Defendant  
Active Play Toys & Games, Inc.*

SO ORDERED:



\_\_\_\_\_  
The Honorable Jesse M. Furman, U.S.D.J.

Date: July 16, 2014

Per Paragraph 4.C of the Court's Individual Rules and Practices for Civil Cases, the Court will not retain jurisdiction to enforce a settlement unless the parties make the settlement agreement part of the public record. In light of that, the Court does NOT retain jurisdiction unless, by July 24, 2014, the parties publicly file the Release and Settlement Agreement on ECF.

The Clerk of Court is directed to close this case. All motions are moot. All conferences are cancelled.