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9 Attorneys for Plaintiff

10 **UNITED STATES DISTRICT COURT**  
11 **CENTRAL DISTRICT OF CALIFORNIA**  
12

13 **ADVANCED VISUAL IMAGE**  
14 **DESIGN, LLC, dba AVID INK, a**  
15 **California Limited Liability Company,**

16 Plaintiff,

17 vs.

18 **EXIST, INC., a Florida Corporation;**  
19 **ROSS STORES, INC., a California**  
20 **Corporation; and DOES 1-10,**

21 Defendants.  
22

Case No.: 2:10-cv-09383-JGB-AJW  
*Honorable Jesus G. Bernal Presiding*

**STIPULATION FOR DISMISSAL  
OF THE ACTION WITHOUT  
PREJUDICE**

23 **TO THE HONORABLE COURT, ALL PARTIES, AND THEIR COUNSEL**  
24 **OF RECORD:**

25 **WHEREAS, Plaintiff and Defendant have reached an amicable resolution of**  
26 **this action by way of confidential settlement of this Action;**  
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IT IS HEREBY STIPULATED that:

- 1. This Action be dismissed without prejudice;
- 2. This dismissal is expressly conditioned on the terms and conditions of the confidential settlement agreement entered into by and between Plaintiff Advanced Visual Image Design, LLC d/b/a Avid Ink (“Avid”) and Defendant Exist, Inc. (“Exist”);
- 3. The Court retains jurisdiction of this matter for the purposes of taking any actions necessary to enforce the terms of the confidential settlement agreement;
- 4. Each party is to bear its own costs and fees as incurred against one another.

Dated: March 26, 2014

**DONIGER / BURROUGHS, APC**

By: /s/ Stephen M. Doniger  
 Stephen M. Doniger, Esq.  
 Attorneys for Plaintiff  
 Advanced Visual Image Design, LLC

**KAIN & ASSOCIATES**

Dated: March 26, 2014

By: /s/ Robert Kain  
 Robert Kain, Esq.  
 Darren Spielman, Esq.  
 Attorney for Defendant  
 Exist, Inc.