

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Jan 19, 2018

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

STORMSMEDIA, LLC,

Plaintiff,

v.

GIGA WATT, INC, et al.,

Defendant.

No. 2:17-cv-00438-SMJ

**ORDER DISMISSING CASE**

On January 19, 2018, the parties filed a stipulated dismissal, ECF No. 5. Because the class has not been certified, the parties may settle the case without the Court’s approval. *See* Fed. R. Civ. P. 23(e) (“The claims, issues, or defenses of a *certified* class may be settled, voluntarily dismissed, or compromised only with the court's approval.” (emphasis added)). Accordingly, consistent with the parties’ agreement and Federal Rule of Civil Procedure 41(a), **IT IS HEREBY**

**ORDERED:**

1. The parties’ Stipulated Motion for Dismissal with Prejudice, **ECF No. 5**, is **GRANTED**.
2. All claims are **DISMISSED WITH PREJUDICE**, with all parties to bear their own costs and attorneys’ fees. However, the Court notes

1 that this Order applies only to Plaintiff and is not binding on  
2 proposed class members.

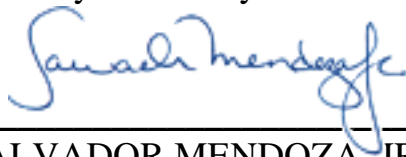
3 **3.** All pending motions are **DENIED AS MOOT.**

4 **4.** All hearings and other deadlines are **STRICKEN.**

5 **5.** The Clerk's Office is directed to **CLOSE** this file.

6 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order  
7 and provide copies to all counsel.

8 **DATED** this 19<sup>th</sup> day of January 2018.

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SALVADOR MENDOZA, JR.  
11 United States District Judge