# THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF KENTUCKY LOUISVILLE DIVISION

IN RE:

SKECHERS TONING SHOE

PRODUCT LIABILITY LITIGATION

ANDREA RUSSEAU

Plaintiff,

v.

SKECHERS U.S.A., INC. SKECHERS U.S.A., INC., II, AND SKECHERS FITNESS GROUP

Defendants.

CASE: 3:11-MD-02308-TBR

MDL NO. 2308

HON. THOMAS B. RUSSELL

**CASE NO. 3:13-CV-789-TBR** 

AGREED ORDER OF DISMISSAL

By agreement of the Plaintiff, Andrea Russeau, by counsel, and the Defendants, Skechers U.S.A., Inc., Skechers U.S.A., Inc. II, and Skechers Fitness Group, by counsel, all claims asserted by and between the parties, or which could have been asserted in this case by and between the parties, should be dismissed based on the parties' settlement of this matter, and the Court being otherwise sufficiently advised;

IT IS ORDERED AND ADJUDGED that Plaintiff's Complaint is hereby DISMISSED WITH PREJUDICE as to all claims that were asserted or could have been asserted herein as between the parties.

Each party shall bear her or their own costs and attorney's fees.

## Tendered by:

# /s/ Michael D. Bell (w/permission)

Michael D. Bell

Gallon, Takacs, Boissoneault, & Schaffer Co., L.P.A.

3516 Granite Circle

Toledo, OH 43617-1172

Phone: 419-516-0303

E-mail: mbell@gallonlaw.com

Counsel for Plaintiff

### /s/ Jill F. Endicott

Jill F. Endicott

**DINSMORE & SHOHL LLP** 

101 South Fifth Street, Suite 2500

Louisville, KY 40202

Phone: (502) 581-8000

Fax: (502) 581-8111

E-mail: jill.endicott@dinsmore.com

Michael D. Eagen

Katrina R. Atkins

**DINSMORE & SHOHL LLP** 

255 E. 5th St., Suite 1900

Cincinnati, OH 45202

Phone: (513) 977-8578

E-mail: michael.eagen@dinsmore.com

katrina.atkins@dinsmore.com

#### Of Counsel:

Daniel M. Petrocelli

Jeffrey A. Barker

Justine M. Daniels

O'MELVENY & MYERS LLP

1999 Avenue of the Stars, 7th Floor

Los Angeles, California 90067

Telephone: (310) 553-6700

Facsimile: (310) 246-6779

E-mail: dpetrocelli@omm.com

jbarker@omm.com

jdaniels@omm.com

Counsel for Defendants, Skechers U.S.A., Inc., Skechers U.S.A., Inc. II, and Skechers Fitness Group