

THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
LOUISVILLE DIVISION

IN RE:
SKECHERS TONING SHOE
PRODUCT LIABILITY LITIGATION

DONNA VALDEZ

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-394-TBR

AGREED ORDER OF DISMISSAL

By agreement of the Plaintiff, Donna Valdez, 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/ B. David Jarashow (w/permission)

B. David Jarashow
31 West Main Street - 2nd Floor
Freehold, NJ 07728
Phone: (732) 303-6330
Fax: (732) 909-2079
E-mail: djarashow@aol.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***