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INDEX NO. 601016/2010

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SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NEW YORK

LINDSAY LOHAN,

Plaintiff,

Index No. 601016/2010

-against-

E\*TRADE SECURITIES LLC, E\*TRADE BANK JOE JOHN, 1 THROUGH X,

Defendants,

IT IS HEREBY STIPULATED AND AGREED by and between the parties, plaintiff LINDSAY LOHAN ("Plaintiff"), on the one hand, and defendants E\*TRADE SECURITIES LLC and E\*TRADE BANK ("Defendants"), on the other hand, through their undersigned counsel, that the within action is hereby withdrawn with prejudice and without costs or fees to any Party.

STEPHANIE G. OVADIA Attorneys for Plaintiff Lindsay Lohan

Stephanie G. Ovadia Esq.

Dated: September 20, 2010

DAVIS & GILBERT LLP Attorneys for Defendants E\*Trade Securities LLC and E\*Trade Bank

Howard J. Rubin, Esq.

Dated: September <u>20</u>, 2010