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**FILED**

**JUL 18 2013**

**THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK**

Judge Linda G. Thompkins

**RECEIVED**  
**JUL 17 2013**  
**DEPT. 10**

**SUPERIOR COURT OF WASHINGTON FOR SPOKANE COUNTY**

CARYL HELLER,

Plaintiff,

vs.

VESTUS, LLC, a Washington limited liability company; BRIAN SANDUSKY and JANE DOE SANDUSKY, individually and the marital community composed thereof; and AARON CUNNINGHAM and JANE DOE CUNNINGHAM, individually and the marital community comprised thereof,

Defendants.

NO. 13-2-00611-6

STIPULATION AND ORDER OF  
DISMISSAL OF CERTAIN CLAIMS  
AGAINST DEFENDANTS  
SANDUSKY AND CUNNINGHAM

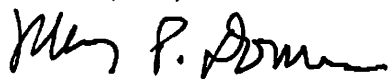
COME NOW, Plaintiff, and Defendants Sandusky and Cunningham, through their respective counsel of record and hereby stipulate and agree that all claims against Defendants Sandusky and Cunningham in § IV of Plaintiff's Complaint for Violations of Consumer Protection Act, including §§ 4.1 - 4.8 thereunder, may be dismissed without prejudice and without costs.

DATED this 30th day of May, 2013.

PAUKERT & TROPFMANN, PLLC

By:   
Mr. Brean L. Beggs, WSBA No. 20795  
Of Attorneys for Plaintiff

LEE SMART, P.S., INC.

By:   
Jeffrey P. Downer, WSBA No. 12625  
Of Attorneys for Defendants  
Brian Sandusky & Aaron Cunningham

STIPULATION AND ORDER OF DISMISSAL  
WITH PREJUDICE - 1  
5544352.doc

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**ORDER OF DISMISSAL**


Based on the foregoing Stipulation, it is hereby ORDERED, that all claims against Defendants Sandusky and Cunningham in § IV of Plaintiff's Complaint for Violations of Consumer Protection Act, including §§ 4.1 – 4.8 thereunder, be, and hereby are, dismissed without prejudice. It is further ORDERED that all parties shall bear their own costs and expenses in connection with this order.

DONE IN OPEN COURT this 17<sup>th</sup> day of July, 2013.


  
Judge Linda G. Thompkins

Presented by:

LEE SMART, P.S., INC.

By:   
Jeffrey P. Downer, WSBA No. 12625  
Attorneys for Defendants  
Brian Sandusky & Aaron Cunningham

Approved as to Form;  
Notice of Presentation Waived:

By:   
Breean L. Beggs, WSBA No. 20795  
Attorneys for Plaintiff