

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**JAMES R. FULLER JR**  
*Plaintiff,*

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**CIVIL ACTION:  
4:22-cv-03773**

v.

**CIVIC REAL ESTATE HOLDINGS  
III, LLC**  
*Defendant.*

**JOINT STIPULATION OF DISMISSAL**

TO THE HONORABLE JUDGE OF SAID COURT:

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff JAMES R. FULLER JR (hereinafter “Plaintiff” or “FULLER”), and Defendant CIVIC REAL ESTATE HOLDINGS III, LLC (hereinafter “Defendant” or “CIVIC”) and hereby stipulate and agree to the following:

1. All matters in controversy between Plaintiff and Defendant in the above-entitled and numbered cause have been fully and finally settled and, as such, all claims in this case against Defendant, which were or could have been asserted by Plaintiff, are dismissed with prejudice.
2. Plaintiff as well as Defendant shall bear their own attorney’s fees, expert fees, litigation expenses and costs incurred in litigating and settling these claims.
3. This stipulation is made pursuant to the agreement and understanding between counsel for the parties.

WHEREFORE, PREMISES CONSIDERED, Plaintiff as well as Defendant jointly request that the Court enter the attached Order dismissing the above-entitled and numbered cause with prejudice, with costs of court being assessed against the party incurring same.

Dated: November 4, 2022

*Respectfully Submitted,*

JACK O'BOYLE & ASSOCIATES

/s/ Travis H. Gray

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*REAL ESTATE HOLDINGS*

*III, LLC*

*Respectfully Submitted,*

/s/ Robert C. Newark, III

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*COUNSEL FOR PLAINTIFF*

*JAMES R. FULLER JR.*

**CERTIFICATE OF SERVICE**

This is to certify that a true, correct and complete copy of the foregoing document has been served in accordance with the Federal Rules of Civil Procedure on November 4, 2022 to:

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/s/ Travis H. Gray  
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