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DATE FILED: 10/20/2016

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE NEW YORK TIMES COMPANY and
CHARLIE SAVAGE,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
TREASURY,

Defendant.
-----X

15-cv-5740 (ER)

**STIPULATION AND ORDER
OF SETTLEMENT AND DISMISSAL**

WHEREAS Plaintiffs The New York Times Company and Charlie Savage (together, "Plaintiffs") filed this suit in the United States District Court for the Southern District of New York pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, seeking the release of certain documents by Defendant United States Department of Treasury ("Treasury") in connection with an earlier administrative request for the same records (the "FOIA Request"); and

WHEREAS Treasury, after searching for records responsive to the FOIA request, has identified only one such record, which the Court ruled was exempt from disclosure in full pursuant to 5 U.S.C. § 552(b)(5) but directed the parties to provide further briefing on the adequacy of Treasury's search for records;

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, as follows:

1. Plaintiffs no longer wish to further contest the adequacy of Treasury's search and waive any and all claims that they now have or may hereafter acquire against Treasury, any other department or agency of the United States Government, and any

officer employee, or agent of Treasury or the United States Government related to or arising out of Plaintiffs' FOIA Request.

2. This action is hereby dismissed with prejudice, with each party to bear its own fees and costs, provided that the Court shall retain jurisdiction over any issues that may arise relating to this Stipulation and Order.

3. The parties understand and agree that this Stipulation and Order contains the entire agreement between them, and that no statements, representations, promises, agreements, or negotiations, oral or otherwise, between the parties or their counsel that are not included herein shall be of any force or effect.

Dated: New York, NY
October 20, 2016

THE NEW YORK TIMES COMPANY
and CHARLIE SAVAGE

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SO ORDERED.


EDGARDO RAMOS
United States District Judge

Dated: New York, NY
October 20, 2016