

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

05-CV-61580-CIV-ALTONAGA/Turnoff

**UNITED STATES EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,**

Plaintiff,

and

DAWN GRUNGO,

Plaintiff-Intervener

v.

**PH FITNESS, INC. d/b/a FITNESS FIRST and
PBH FITNESS, LLC d/b/a FITNESS FIRST,**

Defendants.

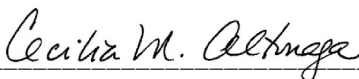
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FINAL ORDER OF DISMISSAL WITH PREJUDICE

THIS CAUSE came before the Court upon the parties' Joint Stipulation For Dismissal With Prejudice (the "Joint Stipulation"), filed on March 21, 2007 [D.E. 99-3]. Upon review of the parties' Joint Stipulation, the pertinent portions of the record, and being otherwise fully advised in the premises, it is hereby

ORDERED AND ADJUDGED that this matter is dismissed with prejudice, with each party to bear its own fees and costs. The Motion for Summary Judgment [D.E. 96] is accordingly denied as moot. The Court retains jurisdiction to enforce the terms of the Consent Decree entered herein.

DONE AND ORDERED in Chambers in Miami, Miami-Dade-County, Florida this 22nd day of March, 2007.



CECILIA M. ALTONAGA
UNITED STATES DISTRICT JUDGE

cc: Magistrate Judge William C. Turnoff; counsel of record