IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

5:09-cv-535-BO

MARLO M., by her guardians and next Friends, WILLIAM and CARLETTE PARRIS, and DURWOOD W., by his guardian and next Friend WILLIE WILLIAMS,

Plaintiffs,

V.

LANIER CANSLER, in his official capacity as Secretary of the Department of Health and Human Services, and KAREN SALACKI, in her official capacity as Area Director of the Beacon Center Local Management Entity,

Defendants

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

NOW COME the parties to this action, by and through their undersigned counsel and pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and hereby stipulate that this action and all claims in this action are DISMISSED WITH PREJUDICE.

The parties further stipulate and agree through their respective counsel that they shall bear their own costs and attorneys' fees.

This the 13th day of June, 2011.

DISABILITY RIGHTS NC

/s/John R. Rittelmeyer

John R. Rittelmeyer N.C. State Bar No. 17204

Jennifer L. Bills

N.C. State Bar No. 37467

2626 Glenwood Avenue, Suite 550

Raleigh, NC 27608

(919) 856-2195 (Telephone)

(919) 856-2244 (Facsimile)

john.rittelmeyer@disabilityrightsnc.org

Attorneys for Plaintiffs

ROY COOPER, Attorney General

/s/Lisa G. Corbett

Lisa G. Corbett

Assistant Attorney General

N.C. State Bar No. 15877

NC Department of Justice

Post Office Box 629

Raleigh, NC 27602-0629

(919) 716-6880 (Telephone)

(919) 716-6756 (Facsimile)

lcorbett@ncdoj.gov

Attorneys for Defendant Lanier Cansler

POYNER SPRUILL LLPL

/s/Wilson Hayman

Wilson Hayman N.C. State Bar No. 8805 Christopher P. Brewer N.C. State Bar No. 6052 Post Office Box 1801 Raleigh, NC 27602-1801 (919) 783-6400 (Telephone) (919) 783-1075 (Facsimile) whayman@poynerspruill.com cbrewer@poynerspruill.com

Attorneys for Defendant Karen Salacki