

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

SHAWN DEMPSEY, on her own behalf
and those similarly situated

Plaintiff,

v.

Case No.: 2:18-cv-666-FtM-38MRM

JAYADI, LLC, VANDANABEN
SINGH and YOGENDRA SINGH,

Defendants.

OPINION AND ORDER¹

Before the Court is the parties' joint Stipulation of Dismissal with prejudice ([Doc. 34](#)). Plaintiff sued Defendants under the Fair Labor Standards Act ("FLSA") for unpaid wages. ([Doc. 1](#)). The parties now inform the Court that Plaintiff's claims have been resolved in full without compromise and with attorney's fees negotiated separately. ([Doc. 34](#)). Therefore, there is no need for the Court to review and approve the settlement for fairness. See [Lynn's Food Stores, Inc. v. U.S. Dep't of Labor](#), 679 F.2d 1350, 1352 (11th Cir. 1982); see also [Mackenzie v. Kindred Hosps. East, L.L.C.](#), 276 F. Supp. 2d 1211, 1217 (M.D. Fla. 2003). Federal Rule of Civil Procedure 41(a)(1)(A)(ii) allows a plaintiff to

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dismiss an action voluntarily by filing a stipulation signed by all parties who have appeared, as the parties have done here.

Accordingly, it is now

ORDERED:

1. The case is **DISMISSED with prejudice**.
2. The Clerk is **DIRECTED** to enter judgment accordingly, terminate all pending motions and deadlines, and close the file.

DONE and **ORDERED** in Fort Myers, Florida this 28th day of May, 2019.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record