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13 **IN THE UNITED STATES DISTRICT COURT**  
14 **DISTRICT OF ARIZONA**

15 CERTAIN APPROVAL PROGRAMS, LLC  
16 and JACK STERNBERG,

17 Plaintiffs,

18 v.

19 XCENTRIC VENTURES, LLC, EDWARD  
20 MAGEDSON, and JOHN OR JANE DOE,

21 Defendants.

Case No: 2:08-cv-1608-PHX-NVW

**NOTICE OF SETTLEMENT WITH  
CERTAIN DEFENDANTS**

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24 NOTICE IS HEREBY GIVEN that on May 27, 2009, Plaintiffs Certain Approval  
25 Programs, LLC and Jack Sternberg and Defendants Xcentric Ventures, LLC and Edward  
26 Magedson reached a tentative settlement on all issues in this matter. The parties are in  
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the process of documenting their agreement and it is anticipated that the parties will submit a stipulation for dismissal with prejudice within the next 30 days.

The remaining party in the case is John or Jane Doe. Plaintiffs will not include John or Jane Doe in the aforementioned stipulation for dismissal, and will continue to pursue their claims against John or Jane Doe in this matter.

Respectfully submitted this 1st Day of June, 2009.

**HUTCHERSON SBAITI LLP**

/s/ Kenton J. Hutcherson  
Kenton J. Hutcherson  
Attorney For Plaintiffs Certain Approval Programs, LLC and Jack Sternberg

**AGREED AS TO FORM AND SUBSTANCE:**

**JABURG & WILK, P.C.**

/s/ Maria Crimi Speth  
Maria Crimi Speth  
David S. Gingras  
Attorneys for Defendants

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 1, 2009, I delivered the foregoing instrument via the Court's ECF system to:

Maria Crimi Speth  
David Gingras  
Jaburg & Wilk  
3200 North Central Avenue, Suite 2000  
Phoenix, Arizona 85012  
*Attorneys for Defendants Xcentric  
Ventures, LLC, and Edward Magedson*

/s/ Kenton J. Hutcherson  
Kenton J. Hutcherson  
Attorney For Plaintiffs Certain Approval  
Programs, LLC and Jack Sternberg