

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF KENTUCKY
COVINGTON DIVISION

BIXBY, ADAM , on behalf of himself)	Case No. 2:22-cv-00059-DLB-CJS
and others similarly situated,)	
)	Judge: Hon. David L. Bunning
Plaintiff,)	
)	
v.)	
)	
TOYOTA MOTOR NORTH AMERICA, INC.)	
)	
and)	
)	
TOYOTA MOTOR SALES, U.S.A., INC.)	
)	
Defendants.)	

STIPULATED REQUEST FOR DISMISSAL OF ACTION

Plaintiff Adam Bixby (“Plaintiff”) and Defendants Toyota Motor North America, Inc. and Toyota Motor Sales, U.S.A., Inc. (“Defendants”) (collectively, the “Parties”), through their undersigned counsel, hereby submit this stipulated request for dismissal of this action.

WHEREAS, on May 4, 2022, Plaintiff filed the Complaint in this action, asserting against Defendants individual and putative class claims for alleged interference with rights under the Family and Medical Leave Act;

WHEREAS, on February 17, 2023, the Court entered an order granting Defendants’ motion to compel arbitration of Plaintiff’s individual claims, dismiss Plaintiff’s class claims, and stay Plaintiff’s individual claims pending arbitration (Dkt. No. 30) (the “Order”);

WHEREAS, following entry of the Order, the Parties engaged in negotiations regarding Plaintiff’s individual claims and entered into a confidential settlement agreement that fully

resolved those claims.

THEREFORE, the Parties hereby stipulate and respectfully request that this Court enter an order dismissing this action in its entirety, with prejudice.

IT IS SO STIPULATED.

Dated: January 12, 2024

Respectfully submitted,

/s/ Matthew Metzger

Matthew Metzger (admitted *pro hac vice*)

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Dated: January 12, 2024

Respectfully submitted,

/s/ Zachary P. Hutton

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Attorneys for Defendants Toyota Motor North America, Inc. and Toyota Motor Sales, U.S.A., Inc.

CERTIFICATE OF SERVICE

I hereby certify that on January 12, 2024, a true and correct copy of the foregoing **Stipulated Request for Dismissal of Action** was electronically filed using the Court's electronic filing system and served, via the Court's electronic filing system, upon all parties and/or attorneys of record in the above-captioned action.

/s/ Zachary P. Hutton

Zachary P. Hutton