

<p>USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: _____ DATE FILED: <u>1/17/13</u></p>
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

LEHMAN BROTHERS SECURITIES AND
ERISA LITIGATION

09 MD 2017 (LAK)

This document applies to:

City of Fremont v. Citigroup Global Markets, Inc.,
09 Civ. 3478 (LAK)

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**PRETRIAL ORDER NO. 58
(Thirty Day Order)**


LEWIS A. KAPLAN, *District Judge.*

Counsel for plaintiff and defendants have informed the Court that an agreement in principle to settle this case has been reached and consent to the entry of a thirty day order. According, it is hereby

ORDERED, that this action be and it hereby is dismissed with prejudice and without costs subject to the right of either plaintiff or defendants to vacate the dismissal and restore the case to the docket by filing, on or before February 19, 2013, a notice in the event that the settlement agreement has not been executed and duly authorized by the date such notice is filed.

SO ORDERED.

Dated: January 17, 2013



Lewis A. Kaplan
United States District Judge