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MEMO ENDORSED

June 25, 2015

VIA ECF

The Hon. Valerie E. Caproni
Thurgood Marshall
United States Courthouse
40 Foley Square
New York, NY 10007

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/25/2015

Re: Matter: Lan Sang v. Ming Hai and Law Office of Ming Hai, P.C.
Docket No.: 12-CV-07103 (VEC) (DCF)
Venue: United States District Court, Southern District of New York
Our File No.: 03037.12011

Dear Judge Caproni:

This office represents Defendants Ming Hai and the Law Office of Ming Hai (collectively “Ming Hai” or “Defendants”) in the above-referenced matter.

Further to our call with Chambers yesterday, we write to inform your Honor that a settlement agreement was agreed to and executed on June 24, 2015. Both parties desire to keep the Settlement Agreement and Release (the “Agreement”) confidential. The unique nature of the Agreement provides that the Stipulation of Discontinuance will not be filed right away, but if all terms are complied with, it will be filed no later than 10 days after 180 days from the date of signing. Accordingly, the parties would like to remove the case from the calendar, as trial is not necessary in lieu of the parties reaching settlement.

As your Honor’s rules provide that the Court will not maintain jurisdiction unless the Agreement is publicly filed or if a request to file under seal is granted, the parties respectfully request that your Honor refer the case to the Hon. Debra Freeman to oversee the enforcement of the Agreement, Entry of Final Judgment, and any post-trial proceedings. The parties feel that this option makes the most sense because Judge Freeman played an important role in facilitating the settlement and is fully familiar with the sensitive and confidential nature of the terms of the Agreement.

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We have spoken with Plaintiff's counsel, who is amenable to referring the case to Judge Freeman. Attached as Exhibit A is a duly executed Consent to Proceed before U.S. Magistrate Judge.

Thank you for your prompt consideration of this matter.

Very truly yours,

____/s/ Dianna McCarthy____
Dianna D. McCarthy

cc:

Application GRANTED. All pending motions and deadlines in this action shall be terminated, and the trial scheduled to begin on July 13, 2015 shall be cancelled. By separate Order, this action shall be referred to Magistrate Judge Freeman for all purposes pursuant to 28 U.S.C. § 636(c).

SO ORDERED.



HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE

Date: 6/25/2015

UNITED STATES DISTRICT COURT

for the

Southern District of New York

LAN SANG)	
<i>Plaintiff</i>)	
v.)	Civil Action No. 12-CV-7103 (VEC) (DCF)
MING HAI AND LAW OFFICE OF MING HAI, P.C.)	
<i>Defendant</i>)	

NOTICE, CONSENT, AND REFERENCE OF A CIVIL ACTION TO A MAGISTRATE JUDGE

Notice of a magistrate judge’s availability. A United States magistrate judge of this court is available to conduct all proceedings in this civil action (including a jury or nonjury trial) and to order the entry of a final judgment. The judgment may then be appealed directly to the United States court of appeals like any other judgment of this court. A magistrate judge may exercise this authority only if all parties voluntarily consent.

You may consent to have your case referred to a magistrate judge, or you may withhold your consent without adverse substantive consequences. The name of any party withholding consent will not be revealed to any judge who may otherwise be involved with your case.

Consent to a magistrate judge’s authority. The following parties consent to have a United States magistrate judge conduct all proceedings in this case including trial, the entry of final judgment, and all post-trial proceedings.

<i>Parties’ printed names</i>	<i>Signatures of parties or attorneys</i>	<i>Dates</i>
LAN SANG	/s/ John Golaszweski	06/25/2015
MING HAI	/s/ Dianna D. McCarthy	06/25/2015
LAW OFFICE OF MING HAI, P.C.	/s/ Dianna D. McCarthy	06/25/2015

Reference Order

IT IS ORDERED: This case is referred to a United States magistrate judge to conduct all proceedings and order the entry of a final judgment in accordance with 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73.

Date: _____

District Judge’s signature

Printed name and title

Note: Return this form to the clerk of court only if you are consenting to the exercise of jurisdiction by a United States magistrate judge. Do not return this form to a judge.