

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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EVERLAST WORLD'S BOXING  
HEADQUARTERS CORP.,

Plaintiff,

-against-

TRANSFORM SR LLC, d/b/a SEARS,  
TRANSFORM KM LLC, d/b/a KMART, and  
TRANSFORM SR HOLDINGS LLC,

Defendants.

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TRANSFORM SR LLC, d/b/a SEARS,  
TRANSFORM KM LLC, d/b/a KMART, and  
TRANSFORM SR HOLDINGS LLC,

Counterclaim Plaintiffs,

-against-

EVERLAST WORLD'S BOXING  
HEADQUARTERS CORP.,

Counterclaim Defendant.

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Plaintiff, having filed its Complaint against Defendants, and Defendants having filed their Answer to the Complaint and Counterclaims; and the parties being desirous of settling the controversy among them, it is

**ORDERED, ADJUDGED and DECREED** among the parties hereto as follows:

1. The parties hereto having entered into a separate Settlement Agreement, this action is discontinued, with prejudice, without an award of costs, profits, damages or attorneys' fees.

Case No. 20-cv-9095

STIPULATION  
OF DISCONTINUANCE  
WITH PREJUDICE

Dated: March 3, 2021

**SCHLACTER & ASSOCIATES**  
*Attorneys for Plaintiff*

By: 

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**SO ORDERED:** March 4, 2021



**Ronnie Abrams, U.S.D.J.**