

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Case Type: Mandamus

Northern Metals, LLC,

Court File No. 62-CV-12-1590

Judge Kathleen Gearin

Petitioner/Plaintiff,

vs.

**STIPULATION FOR DISMISSAL
WITH PREJUDICE**

John Linc Stine, in his official capacity as the
Commissioner of the Minnesota Pollution
Control Agency, and the Minnesota Pollution
Control Agency,

Respondents/Defendants.

Petitioner/Plaintiff Northern Metals, LLC (Northern Metals) and Respondents/Defendants John
Linc Stine, in his official capacity as the Commissioner of the Minnesota Pollution Control
Agency and the Minnesota Pollution Control Agency (collectively MPCA):

WHEREAS, Northern Metals and the MPCA wish to settle and finally resolve the issues
presented in this pending action; and

WHEREAS Northern Metals and the MPCA entered into a Settlement Agreement that
became effective on September 14, 2012, that resolves the claims raised by this pending action;

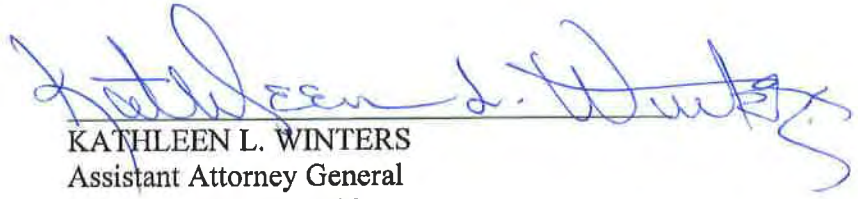
NOW THEREFORE,

1. Northern Metals and the MPCA stipulate and agree that all claims raised in this action
should be dismissed with prejudice, including without limitation Northern Metals' claim for
mandamus damages; and
2. Northern Metals and the MPCA stipulate and agree that each party shall be responsible
for its own fees, costs and disbursements with neither party to be awarded fees, costs or
disbursements against the other.

3. Northern Metals and the MPCA respectfully request that the court enter an order dismissing with prejudice all claims made in this matter consistent with this stipulation for dismissal.

Dated: 9/14/12

OFFICE OF THE ATTORNEY GENERAL
State of Minnesota



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ATTORNEYS FOR RESPONDENTS/DEFENDANTS

Dated 9/14/12

NORTHERN METALS, LLC



JACK Y. PERRY
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2200 IDS Center
Minneapolis, MN 55402
(612) 977-8400

ATTORNEYS FOR PETITIONER/PLAINTIFF

State of Minnesota
Ramsey County

District Court
Second Judicial District

Court File Number: **62-CV-12-1590**

Case Type: Civil Other/Misc.

Notice of Entry of Judgment

ANN ELIZABETH COHEN
PUBLIC & HUMAN RESOURCES SEC
445 MINNESOTA ST STE 900
ST PAUL MN 551012127

**In Re: Northern Metals LLC vs MINNESOTA POLLUTION CONTROL
AGENCY, John Linc Stine, in his official capacity as Commissioner of the MN
Pollution Control Agency**

Pursuant to: The Order for Dismissal with Prejudice, Judge David C. Higgs dated
September 19, 2012.

You are notified that judgment was entered on September 24, 2012.

Dated: September 24, 2012

cc :Jack Young Perry; Kathleen L
Winters

Lynae K. E. Olson
Court Administrator

By: *Linda Maske*
Deputy Court Administrator
Ramsey County District Court
15 West Kellogg Boulevard Room 600
St Paul MN 55102


62-CV-12-1590


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STATE OF MINNESOTA

COUNTY OF RAMSEY

Northern Metals, LLC,

Petitioner/Plaintiff,

vs.

John Linc Stine, in his official capacity as the
Commissioner of the Minnesota Pollution
Control Agency, and the Minnesota Pollution
Control Agency,

Respondents/Defendants.

This matter is before the Honorable David C. Higgs on the parties' Stipulation for
Dismissal With Prejudice, dated September 14, 2012.

Jack Perry, Esq. and Matthew Slaven, Esq. represent the Petitioner.

Kathleen Winters, Esq. represents Respondents.

Based on the parties' Stipulation for Dismissal With Prejudice and on all the files,
records and proceedings herein,

IT IS HEREBY ORDERED:

1. That the above-entitled matter is hereby **DISMISSED** in its entirety with
prejudice.
2. That each party shall be responsible for its own fees, costs and disbursements in
the matter with no award of fees, costs or disbursements against any party.

BY THE COURT:

Dated: 9/19/12

JUDGMENT

The foregoing shall constitute the judgment
of the court.

Entered: 9/24/12

LYNAE K.E. OLSON
Court Administrator

By Sandra Quaske

Deputy Clerk

[Signature]
David C. Higgs
Judge of District Court

**ORDER
FOR DISMISSAL
WITH PREJUDICE**