

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

KATE A. VOIGT,	)	
	)	
Plaintiff,	)	
v.	)	Civil Action No. 17-CV-790 (DLF)
	)	
UNITED STATES DEPARTMENT	)	
OF EDUCATION,	)	
	)	
Defendant.	)	
_____	)	

**STIPULATION OF SETTLEMENT  
AND DISMISSAL WITH PREJUDICE**

Plaintiff Kate A. Voigt and Defendant United States Department of Education, by and through their respective counsel, hereby settle and compromise the above-captioned case brought under the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552, on the following terms:

1. Plaintiff agrees to dismiss this case with prejudice.
2. Defendant shall pay Plaintiff’s counsel, Public Citizen Litigation Group, a lump sum of ten thousand four hundred dollars and zero cents (\$10,400.00) in full satisfaction of any and all claims by Plaintiff for attorneys’ fees, expenses and costs in connection with this case.
3. Defendant will make payment of said attorneys’ fees, expenses and costs through an electronic transfer of funds to a bank account specified by Plaintiff’s counsel. Plaintiff’s counsel is required to provide the necessary information to process this payment. Upon filing the Stipulation, Defendant shall, within 30 days of receiving the necessary information to process this payment, effectuate this payment to Public Citizen Litigation Group.
4. This Stipulation shall constitute full and final satisfaction of any and all claims arising from (a) the allegations set forth in the complaint filed in this action, and (b) any

litigation or administrative proceeding that Plaintiff has brought, could bring, or could have brought regarding Plaintiff's FOIA request in this case.

5. This Stipulation does not constitute an admission of liability or fault on the part of Defendant, the United States, or either of its agents, servants, or employees, and is entered into by both parties for the sole purpose of compromising disputed claims and avoiding the expenses and risks of further litigation.

6. This Stipulation is binding upon and inures to the benefit of the parties hereto and their respective successors and assigns.

7. The parties agree that this Stipulation will not be used as evidence or otherwise in any pending or future civil or administrative action against Defendant, the United States, or any agency or instrumentality of the United States, except as necessary to enforce the terms of the settlement described herein.

8. Execution of this Stipulation by the parties constitutes a dismissal of this action with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), effective upon filing with the Court.

9. This Stipulation may be executed in counterparts as if executed by both parties on the same document. A facsimile or other duplicate of a signature shall have the same effect as a manually-executed original.

Dated: January 24, 2018

*s/ Michael T. Kirkpatrick*  
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