

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA

COLUMBIA DIVISION

HILEX POLY COMPANY, LLC,	)	Civil Action No. 3:11-CV-116-JFA
SUPERBAG OPERATING, LTD., API	)	
INDUSTRIES, INC.,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	
	)	
CHICOECO, INC., doing business as	)	
CHICOBAG,	)	
	)	
Defendant.	)	
	)	

---

**STIPULATION OF JOINT DISMISSAL WITH PREJUDICE OF CLAIMS AND COUNTERCLAIMS BETWEEN PLAINTIFF SUPERBAG OPERATING, LTD., PLAINTIFF API INDUSTRIES, INC., AND DEFENDANT CHICOECO, INC.**

Plaintiff Superbag Operating, Ltd., Plaintiff API Industries, Inc., and Defendant ChicoEco, Inc., doing business as ChicoBag, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, hereby dismiss with prejudice all claims and counterclaims that could have been asserted in the above-captioned action between these parties, with each of these parties bearing its own attorney’s fees and other expenses.

The Court may enter an order giving effect to this stipulation without further notice.

This 14 day of September, 2011.

Respectfully submitted,

NELSON MULLINS RILEY &  
SCARBOROUGH, LLP

By: s/

  
James K. Lehman

Federal Bar No. 5378

Mark C. Dukes

Federal Bar No. 5158

Jennifer L. Mallory

Federal Bar No. 7435

Nelson, Mullins, Riley & Scarborough, LLP

1320 Main Street, 17th Floor

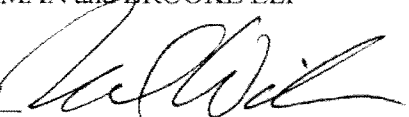
Columbia, SC 29201

(803) 799-2000

Attorneys for Plaintiffs Superbag Operating,  
Ltd. and API Industries, Inc.

BOWMAN and BROOKE LLP

By: s/

  
Richard H. Willis

Federal Bar No. 4700

1441 Main Street, Suite 1200

Columbia, SC 29201

Telephone: (803) 726-7420

Attorneys for CHICOECO, INC.,  
d/b/a CHICOBAG