

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

NATIONAL RIFLE ASSOCIATION OF)	
AMERICA, INC., ROBERT KLEIN)	
ENGLER and DR. GENE A. REISINGER,)	
)	No. 08 CV 3696
Plaintiffs,)	
)	Honorable Milton I. Shadur
v.)	
)	
VILLAGE OF OAK PARK,)	
)	
Defendant.)	

**STIPULATION OF DISMISSAL OF COUNT III
OF THE COMPLAINT WITH PREJUDICE**

Plaintiffs National Rifle Association of America, Inc., Robert Klein Engler and Dr. Gene A Reisinger (collectively, "Plaintiffs"), through their counsel, Stephen Halbrook and Freeborn & Peters LLP, and Defendant Village of Oak Park, through its counsel Klein, Thorpe & Jenkins, Ltd., file this Stipulation of Dismissal of Count III of the Complaint With Prejudice, and in support hereof state as follows:

1. Plaintiffs have determined that they no longer wish to proceed with Count III of the Complaint, and wish to dismiss that count, with prejudice.
2. Defendant Oak Park does not object to the dismissal of Count III, with prejudice.
3. The parties agree that each party will bear its own costs and attorneys' fees with regard to any proceedings relating to Count III.

WHEREFORE, the parties hereby agree and stipulate that Count III of the Complaint be dismissed, with prejudice, each party to bear its own costs and fees.

Dated: December 18, 2008

Respectfully submitted,

s/ William N. Howard
Counsel for Plaintiffs

s/ Lance C. Malina
Counsel for Defendant

William N. Howard
FREEBORN & PETERS
311 South Wacker Drive
Suite 3000
Chicago, IL 60606
(312) 360-6000

Lance C. Malina
Klein, Thorpe & Jenkins, Ltd.
20 North Wacker Drive
Suite 1660
Chicago, IL 60606-2903
(312) 984-6400

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NATIONAL RIFLE ASSOCIATION OF)	
AMERICA, INC., ROBERT KLEIN ENGLER,)	
and DR. GENE A. REISINGER,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 08 C 3696
)	
)	
VILLAGE OF OAK PARK and)	
DAVID POPE, President,)	
)	
Defendants.)	

CERTIFICATE OF SERVICE

The undersigned attorney certifies that he caused a true and correct copy of the foregoing instrument to be served upon the parties of record, as shown below, via the Court's CM/ECF filing system on the **18th** day of **December 2008**.

Lance C. Malina
Jacob Henry Karaca
Klein, Thorpe & Jenkins, Ltd.
20 N. Wacker Dr., Suite 1660
Chicago, IL 60606-2903
Email: lcmailina@ktjnet.com
jhjaraca@ktjnet.com

s/ William N. Howard

Local Counsel:
William N. Howard, Esq.
FREEBORN & PETERS LLP
311 S. Wacker Dr., Suite 3000
Chicago, Illinois 60606
Tel (312) 360-6415
Fax (312) 360-6573

Stephen P. Halbrook
Attorney at Law
3925 Chain Bridge Road, Suite 403
Fairfax, VA 22030
Tel. (703) 352-7276
Fax (703) 359-0938
(*Pro Hac Vice*)