IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

OCTAVIANO LOPEZ,)
Plaintiff,))
VS.)
RESER'S FINE FOODS, INC.,)
Defendant.)

Case No. 5:12-cv-4083-EFM-JPO

AGREED ORDER

Pursuant to this Court's Order of March 7, 2013 (Doc. 12) the parties have conferred and stipulate to the following order as shown by their respective counsel's approval of this Order. The parties request the Court to enter the following Order:

The Plaintiff shall pay to the Defendant attorneys fees in the amount of \$235.00 from any settlement paid by Defendant to Plaintiff or as an offset to any judgment herein in favor of Plaintiff against Defendant, and if the Defendant prevails in this action by a final judgment, the attorneys fees herein awarded shall be deemed forgiven.

IT IS HEREBY SO ORDERED.

Dated this 20th day of March, 2013, at Kansas City, Kansas.

s/ James P. O'Hara

James P. O'Hara U.S. Magistrate Judge

STIPULATED TO:

<u>s/ Pantaleon Florez, Jr.</u> Pantaleon Florez, Jr. #10889 933 S. Kansas Avenue Topeka, Kansas 66612-1210 <u>florezlaw@aol.com</u> Attorney for Plaintiff

<u>s/ Arthur E. Palmer</u> Arthur E. Palmer #05949 Goodell Stratton Edmonds & Palmer LLP 515 S. Kansas Avenue Topeka, Kansas 66603 785/233-0593 785/233-8870 <u>Apalmer@goodellstrattonlaw.com</u> Attorneys for Defendant