IN THE CIRCUIT COURT OF THE 15<sup>TH</sup> JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA

CHIQIAN FU, LI HE, HELING WANG, YONG XU, DONG HE, *et al.*, individually and as limited partners of Harbourside Funding, LP,

Plaintiffs,

v.

NICHOLAS MASTROIANNI, A. an individual, HARBOURSIDE PLACE, LLC, a Delaware limited liability company, HARBOURSIDE FUNDING, LP, a Florida partnership, HARBOURSIDE limited FUNDING GP, LLC, a Florida limited liability company, U.S. IMMIGRATION FUND, LLC, a Delaware limited liability company, FLORIDA REGIONAL CENTER, LLC, a Delaware limited liability company, and WATERWAY BRIDGE, LLC, a limited liability company,

Defendants.

## ORDER APPROVING CONFIDENTIAL SETTLEMENT AND ORDER OF DISMISSAL

THIS CAUSE came before the Court on November 6, 2023, upon the Parties' *ore tenus* request that the Court approve the Parties' Confidential Settlement Agreement and Release ("Settlement Agreement"), retain jurisdiction to enforce the terms of the Settlement Agreement, and dismiss this action. Upon reviewing the Parties' Settlement Agreement *in camera* and being otherwise familiar with this action, it is;

**ORDERED** AND **ADJUDGED** that the parties' Settlement Agreement, having been reviewed by the Court, is hereby approved by the Court. Pursuant to the stipulation of the Parties,

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a copy of which is attached hereto, all direct claims and counterclaims in this action are **DISMISSED with prejudice**, all derivative claims are **DISMISSED without prejudice** with a covenant by Plaintiffs not to assert any further derivative action against Defendants and their affiliates. Plaintiffs and Defendants will each bear their own attorneys' fees and costs as between them. The Court specifically retains continuing jurisdiction to enforce the terms of the Settlement Agreement.

The Clerk of Court is directed to close this case.

DONE AND ORDERED in Chambers, at West Palm Beach, Palm Beach County, Florida, this \_\_\_\_\_\_\_day of November, 2023. HONORABLE G. JOSEPH CURLEY, JR. Circuit Judge

#### **COPIES TO:**

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#### **EXHIBIT A**

partners of Harbourside Funding, LP, Plaintiffs,

v.

NICHOLAS A. MASTROIANNI II, an individual, HARBOURSIDE PLACE, LLC, a Delaware limited liability company, HARBOURSIDE FUNDING, LP, a Florida limited partnership, HARBOURSIDE FUNDING GP, LLC, a Florida limited liability company, U.S. IMMIGRATION FUND, LLC, a Delaware limited liability company and FLORIDA REGIONAL CENTER, LLC, a Delaware limited liability company. Defendants.

CHIQIAN FU, et al., individually and as limited IN THE CIRCUIT COURT OF THE 15<sup>TH</sup> JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA

CIVIL DIVISION

CASE NO. 50-2018-CA-012883-XXXX-MB

# STIPULATION OF DISMISSAL

Plaintiffs Heling Wang, Yong Xu, Dong He, Zhenzhen Pan, Guoqing Wu, Weifang Zhu, Junhui Lin, Guanping Zhai, Kaining Guo, Chiqian Fu, Zhengfang Zhu, Jie Wang, Qin Zhou, Chunmei Deng, Deshun Liu, Li He, Yang Ying, Youlun Zhang, Zhuoxiong Yu, Fang Wang and Wei Chen (the "Plaintiffs"), and Defendants Nicholas A. Mastroianni II, Harbourside Place, LLC, Harbourside Funding, LP, Harbourside Funding GP, LLC, U.S. Immigration Fund, LLC, Florida Regional Center, LLC (collectively, the "Defendants"), pursuant to Rule 1.420(a)(1), Florida Rules of Civil Procedure (2023), hereby stipulate to dismissal, with prejudice, of all direct claims and counterclaims in this action, and to dismissal of all derivative claims without prejudice with a covenant by Plaintiffs not to assert any further derivative action against Defendants and their

affiliates. Plaintiffs and Defendants agree to each bear their own attorneys' fees and costs as

between them.

Dated: November 8, 2023

By: <u>/s/ Richard G. Haddad</u> Richard G. Haddad rhaddad@otterbourg.com Admitted Pro Hac Vice OTTERBOURG P.C. 230 Park Avenue New York, New York 10169

-and-

By: <u>/s/ Eleni Kastrenakes Howard</u> Eleni Kastrenakes Howard eleni.kastrenakeshoward@akerman.com **AKERMAN LLP** 777 South Flagler Drive, Suite 1100 West Palm Beach, Florida 33401

Counsel for Defendants

Respectfully submitted,

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-and-

By: /s/ David M, Stahl David M. Stahl E-mail: dstahl@cozen.com James A. Gale E-mail: jgale@Cozen.com COZEN O'CONNOR 200 South Biscayne Boulevard Suite 3000 Miami, FL 33131

Counsel for Plaintiffs