

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:14-cv-266-RJC-DSC**

**THOMAS E. PEREZ, Secretary of Labor, United
States Department of Labor,**

Plaintiff,

v.

**MILES & ASSOCIATES, INC., MICHAEL
WAYNE MILES, LEON VICTOR
STADTHER, JR., and MILES &
ASSOCIATES, INC. 401(k) PROFIT
SHARING PLAN,**

Defendants.

ORDER OF SETTLEMENT

THIS MATTER comes before the Court on the parties Joint Motion to Enter Consent Decree, (Doc. 2). In that motion, the parties note that they reached a settlement in this case, and that the terms of such settlement are memorialized in the Consent Decree with accompanying exhibits (Doc. 2-1).

The Court has examined the Consent Decree, finds that it represents a knowing and voluntary agreement by both sides to settle all matters in dispute, and that it accords with public policy and basic justice. Specifically, the Consent Decree lists numerous provisions (identified as provisions A through H) outlining various obligations assumed by the parties under the agreement. (Doc. 2-1 at 2-5). Accordingly, the Court adopts as its own the terms of the Consent Decree (Doc. 2-1) and orders the parties to comply with the terms to which they have agreed.

As part of the Consent Decree adopted by this Court, the parties have requested that this Court retain jurisdiction to enforce the terms included therein. Accordingly, this case is dismissed without prejudice. The Court retains jurisdiction solely to enforce the terms

specifically agreed to by the parties and included in the Consent Decree (Doc. 22-1). Unless enforcement proceedings are pending, this case will be treated for all purposes as dismissed with prejudice after September 1, 2014, without further order from this Court.

IT IS THEREFORE ORDERED that the Consent Decree (Doc. 2-1) is adopted as the order of this Court and the parties are ordered to comply by the terms contained in the Agreement. This case is **dismissed**.

The Clerk of Court is directed to close this case.

Signed: July 28, 2014

A handwritten signature in cursive script, reading "Robert J. Conrad, Jr.", written over a horizontal line.

Robert J. Conrad, Jr.
United States District Judge

