

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Scottsdale Research Institute, LLC,

Plaintiff,

vs.

U.S. Drug Enforcement Administration and
U.S. Department of Justice,

Defendants.

No. 2:20-cv-00605-PHX-JJT

SETTLEMENT AGREEMENT

Plaintiff Scottsdale Research Institute, LLC and Defendants United States Department of Justice and United States Drug Enforcement Administration (collectively, “Defendants”) hereby enter into this Settlement Agreement:

1. Upon the execution of this Settlement Agreement, Plaintiff hereby releases and forever discharges Defendants, and their successors, the United States of America, and any department, agency, or establishment of the United States, and any officers, employees, agents, successors, or assigns of such department, agency, or establishment, from any and all Freedom of Information Act claims and causes of action that Plaintiff asserts or could have asserted in this litigation, or which hereinafter could be asserted by reason of, or with respect to, or in connection with, or which arise out of, the causes of action alleged in in the Complaint.

2. Upon the execution of this Settlement Agreement, Plaintiff hereby releases and forever discharges Defendants and their successors, the United States of America, and any department, agency, or establishment of the United States, and any officers, employees, agents, successors, or assigns of such department, agency, or establishment, from any and all past,

present, or future claims for attorneys' fees, costs, or litigation expenses in connection with the above-captioned litigation.

3. Concurrent with the execution of this Settlement Agreement, Plaintiff's counsel shall seek the dismissal of this case with prejudice pursuant to Fed. R. Civ. P. 41(a) by filing the Joint Stipulation of Dismissal with Prejudice attached to this Settlement Agreement. This Settlement Agreement shall not be attached as an exhibit to the stipulation of dismissal to be filed on the docket.

4. No later than the end of the next business day after Plaintiff has filed the Joint Stipulation of Dismissal with Prejudice attached to this Settlement Agreement, the Department of Justice's Office of Legal Counsel will publish, in unredacted form, at <https://www.justice.gov/olc/opinions>, a copy of its June 6, 2018 memorandum on the subject of *Licensing Marijuana Cultivation in Compliance with the Single Convention on Narcotic Drugs*.

5. The parties acknowledge that this Settlement Agreement is entered into solely for the purpose of settling and compromising the claims in this action without further litigation, and it shall not be construed as evidence or as an admission regarding any issues of law or fact, or regarding the truth or validity of any allegation or claim raised in this action, or as evidence or as an admission by Defendants regarding Plaintiff's entitlement to any relief (including attorneys' fees or other litigation costs) under the Freedom of Information Act.

6. This Settlement Agreement may be executed in counterparts, and is effective on the date by which both parties have executed this Agreement. Facsimiles and PDF versions of signatures (including electronic signatures or "/s/" signatures) shall constitute acceptable, binding signatures for purposes of this Agreement.

SO STIPULATED AND AGREED this 28th day of April, 2020.

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Assistant Attorney General

MARCIA BERMAN
Assistant Branch Director

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