

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION**

DO NO HARM,

*Plaintiff,*

v.

VITUITY, also known as,  
CEP AMERICA LLC,

*Defendant.*

Case No. 3:23-cv-24746-TKW-HTC

**JOINT STIPULATION OF DISMISSAL**

Per Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the parties jointly stipulate to the following:

1. Do No Harm filed this suit to challenge Vituity's Black Physician Leadership Incentive, which falls under the initiatives of Vituity's Bridge to Brilliance Program.
2. Vituity represents that, prior to this lawsuit, it had already made the decision to end the Black Physician Leadership Incentive. Do No Harm takes no position on that representation.
3. Moving forward, when applicable, while reviewing applications for incentives, Vituity may only take into consideration how race affected a physician's life, be it through discrimination, inspiration, or otherwise.
4. This case is hereby dismissed, with each side bearing its own fees and costs.

Dated: January 2, 2024

Respectfully submitted,

/s/ Denise E. Giraudo

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## **CERTIFICATE OF SERVICE**

On January 2, 2024, I e-filed this stipulation with the Court.

/s/ Cameron T. Norris

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**VITUITY,**

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**ORDER OF DISMISSAL**

Based on the parties' joint stipulation of dismissal (Doc. 23), it is **ORDERED** that this case is **DISMISSED** under Fed. R. Civ. P. 41(a)(1)(A)(ii) and the Clerk shall close the case file.

**DONE and ORDERED** this 3rd day of January, 2024.



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**T. KENT WETHERELL, II  
UNITED STATES DISTRICT JUDGE**