

1 E. SCOTT DOSEK #012114
 JOHN P. PASSARELLI #16018 (NE)
 2 KUTAK ROCK LLP
 Suite 300
 3 8601 North Scottsdale Road
 Scottsdale, AZ 85253-2742
 4 (480) 429-5000
 Facsimile: (480) 429-5001
 5 *Attorneys for Plaintiff*
 6 *SOILWORKS, LLC, an Arizona corporation*

7
 8 JOHN M. SKERIOTIS
 JILL A. BAUTISTA
 9 BROUSE MCDOWELL
 388 S. Main Street, Suite 500
 10 Akron, Ohio 44311-4407
 (330) 535-5711
 11 Facsimile: (330) 253-8601
 12 *Attorneys for Defendant*
 13 *Midwest Industrial Supply, Inc.*

14 **UNITED STATES DISTRICT COURT**
 15 **IN AND FOR THE DISTRICT OF ARIZONA**

17 SOILWORKS, LLC, an Arizona
 corporation,
 18
 19 Plaintiff / Counterdefendant /
 Counterclaimant,
 20
 v.
 21 MIDWEST INDUSTRIAL SUPPLY, INC.,
 an Ohio corporation authorized to do
 22 business in Arizona,
 23
 24 Defendant / Counterclaimant /
 Counterdefendant.

NO.: 2:06-CV-2141-DGC
**JOINT REPORT ON SETTLEMENT
 TALKS**

25
 26 Pursuant to paragraph 8 of the Case Management Order entered herein the 10th day of
 27 May, 2007, the parties hereto have engaged in good faith settlement talks, including an
 28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on December 7, 2007, the foregoing Joint Report on Settlement Talks was filed electronically. Notice of this filing will be sent to all parties by operations of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Valerie J. Armstrong
Valerie J. Armstrong