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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

PAUL OLDS,  
  
                    Plaintiff,  
  
          v.  
  
3M COMPANY a/k/a MINNESOTA  
MINING & MANUFACTURING  
COMPANY, et al.,  
  
                    Defendants.

Case No. CV12-08539 R(MRWx)  
  
Assigned to: Judge Manuel L. Real  
Referred to: Magistrate Judge  
                    Michael R. Wilner

**JUDGMENT RE: DEFENDANT CUMMINS,  
INC.'S MOTION FOR SUMMARY  
JUDGMENT AND/OR SUMMARY  
ADJUDICATION**

Complaint Filed: October 4, 2012  
Trial Date: March 11, 2014

Defendant Cummins, Inc.'s Motion for Summary Judgment against Plaintiff Paul Olds ("Motion") came on regularly for hearing on January 27, 2014 at 10:00 a.m. before the Honorable Manuel L. Real, United States District Judge presiding in Courtroom 8 of the above-referenced Court. Appearances were noted on the record. The Court, having read and considered all papers filed in support of the Motion, including all admissible evidence filed in support thereof, having read and considered all papers filed in opposition to the Motion, including all admissible evidence filed in opposition thereto, and having heard and considered the arguments of counsel, the Court determined that no genuine issue of material fact exists and that Defendant Cummins, Inc.'s Motion for Summary

1 Judgment should be granted.

2 Finding that good cause exists for entry of a separate judgment under rule  
3 54 of the Federal Rules of Civil Procedure based on the foregoing,

4 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Defendant  
5 Cummins, Inc. shall have judgment against Plaintiff Paul Olds (“Plaintiff”);

6 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the judgment  
7 entered against the Plaintiff herein and any other judgments entered heretofore  
8 or hereafter in this action against any other Plaintiff are several as to each such  
9 defendant unless otherwise expressly stated in the judgment to be joint and  
10 several as to the particular defendants; and

11 IT IS FURTHER ORDERED that there is no just reason for delay in entry  
12 of this final judgment against Defendant herein and the Court expressly directs  
13 that the Clerk of the Court enter this separate judgment against said Plaintiff  
14 herein pursuant to FRCP rule 54 notwithstanding whether this action remains  
15 pending against other Defendants.

16  
17 Dated: March 7, 2014



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The Honorable Judge Manuel L. Real  
Judge of the United States District Court

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**CERTIFICATE OF SERVICE**

The undersigned, counsel for CUMMINS, INC., hereby certifies that a true and correct copy of the foregoing [PROPOSED] JUDGMENT RE: DEFENDANT CUMMINS, INC.'s MOTION FOR SUMMARY JUDGMENT; CERTIFICATE OF SERVICE was filed with the Court and served electronically through the CM-ECF (Electronic Case Filing) system to all counsel of record and to those registered to receive a Notice of Electronic Filing for this case on February 18, 2014.

/s/ Stuart E. Supowit  
Stuart E. Supowit