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**UNITED STATES DISTRICT COURT FOR THE
CENTRAL DISTRICT OF CALIFORNIA**

OLD DOMINION FREIGHT LINE,
INC.

Case No.: 2:15-cv-01497 MRW

Plaintiff,

**ORDER TO DISMISS WITH
PREJUDICE**

v.

SPORTSMEN STEEL SAFE
FABRICATING CO.,

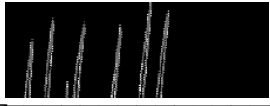
Defendant.

AND RELATED COUNTERCLAIM.

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

IT IS HEREBY ORDERED that the Complaint for Damages filed by Plaintiff,
OLD DOMINION FREIGHT LINE, INC. against Defendant, SPORTSMEN STEEL
SAFE FABRICATING CO., and the Counterclaim filed by Defendant, SPORTSMEN
STEEL FABRICATING CO. against Plaintiff, OLD DOMINION FREIGHT LINE,
INC., be and hereby are dismissed in their entirety, with prejudice.

Dated: April 15, 2016



JUDGE MICHAEL R. WILNER

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA)
3 COUNTY OF SAN BERNARDINO) ss.

4 I am a resident of the State of California, County of San Bernardino. I am over
5 the age of eighteen years and not a party to the within action. My business address is
5811 Pine Avenue, Suite A, Chino Hills, California 91709.

6 On April 14, 2016, I served on the interested parties in this action the within
7 document(s) entitled:

8 **[PROPOSED] ORDER TO DISMISS WITH PREJUDICE**

- 9 **(BY U.S. MAIL)** I enclosed the documents in a sealed envelope or package
10 addressed to the person(s) at the addresses listed below and I deposited the
sealed envelope or package with the U.S. Postal Service, with the postage fully
prepaid.
- 11 **(BY COURT'S CM/ECF SYSTEM)** Pursuant to Local Rule, I electronically
12 filed the documents with the Clerk of the Court using the CM/ECF system,
which sent notification of that filing to the person(s) listed below.
- 13 **BY FAX: (C.C.P. § 1013(a), (e); CRC 2008)** - by transmitting via electronic
14 facsimile the document(s) listed above to the fax number(s) set forth below on
this date before 5:00 p.m.; I also caused the fax machine to print such record(s)
15 of the transmission.
- 16 **BY OVERNIGHT MAIL (C.C.P. § 1013(c)) - By FEDERAL EXPRESS,**
17 following ordinary business practices for collection and processing of
correspondence with said overnight mail service, and said envelope(s) will be
18 deposited with said overnight mail service on said date in the ordinary course
of business.
- 19 **BY PERSONAL SERVICE** - I personally delivered such envelope to the
20 offices of the addressee.
- 21 **BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED** - By placing
22 true copy(ies) thereof in sealed envelope(s) with Certified Mail, Return Receipt
Requested, postage thereon fully prepaid and by causing such envelope(s) to be
deposited in the mail at 5811 Pine Avenue, Suite A, Chino Hills, California
91709.
- 23 **BY ELECTRONIC SERVICE (C.C.P. § 1010.6(a)(6))** - the parties listed
24 below were served electronically with the document(s) listed above by e-
mailed PDF files. The transmission was reported as complete and without
25 error. My electronic notification address is 5811 Pine Avenue, Suite A, Chino
Hills, California 91709. My e-mail address is mes.brownlipinsky@gmail.com.

1 Joseph N. Mirkovich, Esq.
2 Margaret E. Morrow, Esq.
3 Russell, Mirkovich & Morrow
4 One World Trade Center, Suite 1660
5 Long Beach, CA 90831-1660
(562) 436-9911 / (562) 436-1897 Fax
E-mails: JMirkovich@rumlaw.com and
MMorrow@rumlaw.com

**Attorneys for Defendant,
SPORTSMEN STEEL SAFE
FABRICATING CO.**

6 [] **STATE:** I declare under penalty of perjury, under the laws of the State of
California, that the above is true and correct.

7 [X] **FEDERAL:** I declare that I am employed in the office of a member of the Bar
8 of this Court at whose direction this service was made.

9 I declare under penalty of perjury under the laws of the United States of
America that the above is true and correct.

10 Executed on April 14, 2016, at Chino Hills, California.

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13 MARY ELLEN SAMBRANO _____
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