

JS - 6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

12	AMERIFREIGHT, INC. dba)	CV 15-05607-RSWL-JPRx
13	LOGISTICS TEAM,)	
14	Plaintiff,)	ORDER granting
15	v.)	Defendant's Motion to
16)	Dismiss or Transfer [12]
17	BELACON PALLET SERVICES,)	
18	LLC,)	
19	Defendant.)	
20)	

The Court is in receipt of the Joint Report Regarding Status of Florida Action [24] ("Joint Report"). On November 10, 2015, this Court stayed these proceedings pending the Florida district court's ruling on the Motion to Dismiss the first-filed Florida action [21].

On March 26, 2016, the United States District Court for the Northern District of Florida denied the Motion

1 to Dismiss filed in Belacon Pallet Services, LLC v.
2 Amerifreight, Inc., No. 15-cv-00191-MW-GRJ.

3 Having reviewed all papers submitted pertaining to
4 this Motion, the Court **NOW FINDS AND RULES AS FOLLOWS:**
5 Defendant Belacon Pallet Services, LLC's Motion to
6 Dismiss [12] is **GRANTED** on the grounds set forth in
7 this Court's Order re: Defendant's Motion to Dismiss or
8 Transfer [21]. The Court finds that dismissal is
9 warranted by virtue of the first to file rule, and
10 **DISMISSES** Plaintiff Amerifreight, Inc.'s action **WITH**
11 **PREJUDICE.**

12 **IT IS SO ORDERED.**

13
14 DATED: April 13, 2016

s/ RONALD S.W. LEW

15 **HONORABLE RONALD S.W. LEW**
16 Senior U.S. District Judge
17
18
19
20
21
22
23
24
25
26
27
28