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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 SOUTHERN DIVISION

11 OAKLEY, INC.,
12 Plaintiff,
13 v.
14 NIKE, INC.; and RORY McILROY,
15 Defendants.

CASE NO. SACV12-02138 JVS (ANx)

**JUDGMENT GRANTING
DEFENDANT NIKE, INC.'S MOTION
FOR SUMMARY JUDGMENT AND
FOR JUDGMENT ON THE
PLEADINGS AGAINST PLAINTIFF
OAKLEY, INC. PURSUANT TO
FEDERAL RULES OF CIVIL
PROCEDURE 56 AND 12(C)**

Hearing:

Date: December 16, 2013
Time: 1:30 p.m.
Place: Dept. 10-C
Judge: Hon. James V. Selna

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20 After considering the papers submitted by Defendant Nike, Inc. ("Nike"):

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22 Defendant Nike's Motion for Summary Judgment and for Judgment on the
23 Pleadings was GRANTED. (Doc. 180) There were no triable issues of material fact as
24 to the causes of action asserted in Plaintiff Oakley, Inc.'s ("Oakley") First Amended
25 Complaint against Nike. Oakley failed to demonstrate any facts supporting its cause of
26 action for intentional interference with contractual relations. Oakley could not
27 maintain its claim for relief for unfair competition under California Business and
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1 Professions Code Section 17200. Oakley's claim for declaratory relief failed as a
2 matter of law because the claim attempts to remedy past wrongdoing and is duplicative
3 of Oakley's other two claims.
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5 Accordingly, judgment is hereby entered in favor of Defendant Nike and against
6 Plaintiff Oakley on all causes of action in Plaintiff's First Amended Complaint.

7 **IT IS SO ORDERED.**

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9 Dated: December 30, 2013



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Honorable James V. Selna
United States District Judge

12 Respectfully submitted by:

13 JEFFREY T. THOMAS
14 JEFFREY H. REEVES
15 JOSEPH A. GORMAN
16 SEAN S. TWOMEY
GIBSON, DUNN & CRUTCHER LLP

17 By: /s/ Jeffrey T. Thomas
Jeffrey T. Thomas

18 Attorneys for Defendant NIKE, INC.
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20 JUDGMENT RE MSJ.DOCX
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