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Cincom Systems, Inc.

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA

19 UNIVERSAL EQUIPMENT LEASING
 COMPANY, LLC, a California limited
 20 liability company,

21 Plaintiff,

22 vs.

23 FIFTH THIRD LEASING COMPANY, an
 Ohio corporation;

24 Defendant,

25 vs.

26 CINCOM SYSTEMS, INC., an Ohio
 27 corporation,

28 Third-Party Defendant.

Case No. C 06 7584 (JSW)

~~PROPOSED~~ ORDER DISMISSING
 DEFENDANT FIFTH THIRD LEASING
 COMPANY'S ACTION AGAINST
 THIRD-PARTY DEFENDANT
CINCOM SYSTEMS, INC.

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Now before the Court is the motion of Defendant Fifth Third Leasing Company ("Fifth Third") and Third-Party Defendant Cincom Systems, Inc. ("Cincom") for voluntary dismissal of Fifth Third's action against Cincom with prejudice.

Having reviewed the pleadings on file in this action and the motion, and having considered the arguments and relevant legal authority, and good cause appearing, the motion is **HEREBY GRANTED.**

IT IS HEREBY ORDERED that Fifth Third's action against Cincom is **DISMISSED** with prejudice, with both parties to bear their own costs, fees, and expenses associated with this action. Since no claims remain in this action, the case is dismissed.

Dated: June 9, 2011



HON. JEFFREY S. WHITE