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United States District Court
For the Northern District of California

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PALMTREE ACQUISITION CORPORATION,

No. C08-3168 EMC

Plaintiff,

ORDER
(Sixty-Day Conditional Dismissal)

v.

MICHAEL R. NEELY, et al.,

Defendants.

_____ /
An order granting motion for determination of good faith settlement has been filed and the parties hereto, by their counsel, having advised the Court that there is no further litigation against Grubb & Ellis,

IT IS HEREBY ORDERED that this action (including claims against defendant Grubb & Ellis) is dismissed with prejudice and that all dates are hereby vacated; provided, however, that if any party hereto shall certify to this Court, with a proof of service of a copy on opposing counsel, within 60 days from the date hereof, that the agreed consideration for the settlement has not been delivered over, this Order shall stand vacated, and the action shall be restored to the calendar to be set for trial.

IT IS SO ORDERED.

Dated: February 14, 2014



EDWARD M. CHEN
United States District Judge