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**United States District Court**  
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Jeremy Ehart, et al.,  
  
                    Plaintiffs,  
v.  
Ghillie Suits.Com, Inc., et al,  
  
                    Defendants.

NO. C 06-06507 JW

**ORDER DENYING GARY B. CROSSLAND AND THE GARLAND COMPANY’S APPLICATION FOR DETERMINATION OF GOOD FAITH SETTLEMENT AS MOOT; GRANTING GARY B. CROSSLAND AND THE GARLAND COMPANY’S MOTION TO VOLUNTARILY DISMISS CROSS-CLAIMS; GRANTING GHILLIE SUITS.COM, INC. AND TODD MUIRHEAD’S MOTION TO VOLUNTARILY DISMISS CROSS-CLAIMS**

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Presently before the Court are (1) Gary B. Crossland and the Garland Company’s (collectively, “Crossland and Garland”) Application for Determination of Good Faith Settlement; (2) Crossland and Garland’s Motion to Voluntarily Dismiss their Cross-Claims against Ghillie Suits.Com and Todd Muirhead; and (3) Ghillie Suits.Com, Inc. and Todd Muirhead’s Motion to Voluntarily Dismiss their Cross-Claims. (See Docket Item Nos. 115, 118, 119.)

On January 9, 2009, the Court entered an Order granting Plaintiffs’ motion to voluntarily dismiss Crossland and Garland. (January 9, 2009 Order, Docket Item No. 113.) On January 16, 2009, Crossland and Garland filed its Application for Determination of Good Faith Settlement. Crossland and Garland sought an order finding that they have entered into a good faith settlement pursuant to Cal. Code. Civ. Proc. § 877.6 with Plaintiffs. Although Plaintiffs’ claims against Crossland and Garland were voluntarily dismissed on January 9, 2009, Crossland and Garland

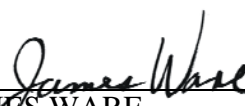
1 sought an order finding good faith settlement because all joint tortfeasors would be barred from  
2 bringing “claims against the settling tortfeasor or co-obligor for equitable comparative contribution,  
3 or partial or comparative indemnity, based on comparative negligence or comparative fault.” Cal.  
4 Code. Civ. Proc. § 877.6(c).

5 On February 13, 2009, Crossland and Garland, and Ghillie Suits.Com (“Ghillie”) along with  
6 Todd Muirhead (“Muirhead”) filed mutual motions to voluntarily dismiss their cross-claims against  
7 each other. These Defendants have agreed to dismiss their cross-claims against each other and to  
8 toll the statute of limitations on their cross-claims. (Id.) In light of these mutual motions to  
9 voluntarily dismiss, Plaintiffs, Crossland and Garland agree that Crossland and Garland’s  
10 Application for Determination of Good Faith Settlement should be denied as moot and the hearing  
11 on that matter vacated. (See Docket Item Nos. 120, 122.)

12 Accordingly, the Court orders as follows:

- 13 (1) Gary B. Crossland and the Garland Application for Determination of Good Faith  
14 Settlement is DENIED as moot. The March 9, 2009 hearing on that matter is  
15 VACATED.
- 16 (2) Ghillie Suits.Com, Inc., Todd Muirhead, Gary B. Crossland and the Garland  
17 Company are voluntarily dismissed without prejudice and without costs as to the  
18 cross-claims brought by each of them. Defendants Ghillie Suits.Com, Inc. and Todd  
19 Muirhead are found to have tolled and expressly extended the applicable statute of  
20 limitations during the period commencing on the date the original complaint bearing  
21 Case No. C 06-06507 JW was filed in the United States District Court, Northern  
22 District of California, San Jose Division, and ending 30 days after the date a trial  
23 Court judgment is signed and entered, or the date Plaintiffs settle with the last  
24 remaining Defendant currently joined, whichever date is earlier.

25  
26 Dated: March 4, 2009

  
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JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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11 **Dated: March 4, 2009**

**Richard W. Wieking, Clerk**

12 **By:           /s/ JW Chambers**  
13 **Elizabeth Garcia**  
14 **Courtroom Deputy**

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