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13 PANTHER EXPEDITED SERVICES, INC.,
14 PANTHER II TRANSPORTATION, INC., and
ELITE TRANSPORTATION SERVICES, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

18 PANTHER EXPEDITED SERVICES,
19 INC., a Delaware Corporation, PANTHER
20 II TRANSPORTATION, INC., an Ohio
Corporation, and ELITE
TRANSPORTATION SERVICES, LLC,
an Oregon Limited Liability Company.

Plaintiffs.

v.

23 TOM STOREY, an individual, ELITE
24 GLOBAL LOGISTICS, a business entity
25 of unknown form, and DOES 1 through
50, inclusive.

Defendants

Case No. CV 10 2904 HRL

**STIPULATION AND ORDER OF
DISMISSAL OF ACTION AND
COUNTERCLAIM WITH PREJUDICE**

[FRCP Rule 41]

AND RELATED COUNTER-CLAIMS

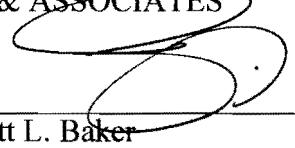
1 IT IS HEREBY STIPULATED, by and between the parties to this action, pursuant to
2 their Confidential Settlement Agreement and Release, through their attorneys of record, that the
3 entire action herein, including the complaint filed by plaintiffs Panther Expedited Services, Inc.,
4 Panther II Transportation, Inc., and Elite Transportation Services, LLC against defendants Tom
5 Storey and Premier Global Logistics, LLC, and the counterclaim filed by counter-claimants Tom
6 Storey and Premier Global Logistics, LLC against counter-defendants Panther Expedited
7 Services, Inc., Panther II Transportation, Inc., and Elite Transportation Services, LLC, be
8 dismissed with prejudice pursuant to Rule 41 of the Federal Rules of Civil Procedure, with each
9 party to bear its own attorneys' fees and costs.

10 Dated: November 22, 2011 OWEN, WICKERSHAM & ERICKSON, P.C.
11

12 By : /s/ Lawrence G. Townsend
13 Lawrence G. Townsend
14 Kathleen E. Letourneau

15 Attorneys for Defendants and Counter-Claimants
16 TOM STOREY and PREMIER GLOBAL
17 LOGISTICS, LLC

18 Dated: November 22, 2011 BAKER & ASSOCIATES

19 By: 
20 Scott L. Baker
21 Jone S. Osborn

22 Attorneys for Plaintiffs and Counter-Defendants
23 PANTHER EXPEDITED SERVICES, INC.,
24 PANTHER II TRANSPORTATION, INC., and
25 ELITE TRANSPORTATION SERVICES, LLC

~~PROPOSED~~ ORDER

3 Pursuant to stipulation of the parties and Rule 41 of the Federal Rules of Civil Procedure,
4 IT IS HEREBY ORDERED that the entire action herein, including the complaint filed by
5 plaintiffs Panther Expedited Services, Inc., Panther II Transportation, Inc., and Elite
6 Transportation Services, LLC against defendants Tom Storey and Premier Global Logistics,
7 LLC, and the counterclaim filed by counter-claimants Tom Storey and Premier Global Logistics,
8 LLC against counter-defendants Panther Expedited Services, Inc., Panther II Transportation,
9 Inc., and Elite Transportation Services, LLC be, and hereby is, DISMISSED WITH
10 PREJUDICE, each party to bear its own attorneys' fees and costs.
11

Dated: November 23 , 2011

**XXVII MAGISTRATE JUDGE
OF THE DISTRICT COURT**

HOWARD R. LLOYD