

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
WESTERN DIVISION**

BODEANS CONE COMPANY, L.L.C.,
BODEANS WAFER COMPANY,
L.L.C., and BODEANS BAKING
HOLDING COMPANY, L.L.C.,

Plaintiffs,

vs.

NORSE DAIRY SYSTEMS, L.L.C.,
and INTERBAKE FOODS, L.L.C.,

Defendants.

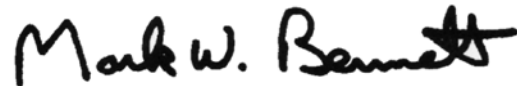
No. C 09-4014-MWB

ORDER

Because the record is replete with genuine issues of material fact on the issues raised in the defendants' August 3, 2009, Motion For Summary Judgment (docket no. 40), that motion is **denied in its entirety**.

IT IS SO ORDERED.

DATED this 28th day of August, 2009.



MARK W. BENNETT
U. S. DISTRICT COURT JUDGE
NORTHERN DISTRICT OF IOWA