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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF KANSAS

MARK MONSOUR, SHEILA MONSOUR and )  
MONSOUR'S, INC., )  
*Plaintiffs,* )

vs. )

No. 05-1204-MLB

MENU MAKER FOODS, INC., )  
*Defendant.* )

**MOTION FOR SUMMARY JUDGMENT**

COMES NOW the defendant and moves the Court for summary judgment on the grounds the plaintiffs have failed to produce any evidence of recoverable damages for the alleged breach of contract. In support hereof, defendant submits its memorandum brief.

s/ Alexander B. Mitchell, II  
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**CERTIFICATE OF SERVICE**

I hereby certify that on August 14, 2006, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which should send a notice of electronic filing to Dustin L. DeVaughn, Attorney for Plaintiffs.

s/ Alexander B. Mitchell, II