

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

THE TALBOTS, INC. and NATIONAL  
UNION FIRE INSURANCE COMPANY  
OF PITTSBURGH, PA,

Plaintiffs,

v.

DYNASTY INTERNATIONAL, INC.  
and CSX TRANSPORTATION, INC.,

Defendants.

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Civil Action No. 10-10395-JLT

ORDER

August 23, 2011

TAURO, J.

After a Motion Hearing held on May 10, 2011, and reviewing the Parties' submissions, this court hereby orders that, for the reasons set forth in the accompanying Memorandum:

1. Dynasty's Motion for Summary Judgment Against Plaintiffs [#22] is ALLOWED.
2. CSXT's Motion for Summary Judgment Against Plaintiffs [#26] is ALLOWED.
3. Plaintiffs' Motion to Amend Complaint to Add CSX Intermodal Terminals, Inc. as a Defendant [#34] is DENIED.
4. CSXT's Motion to Strike Plaintiffs' Opposition to CSXT's Motion for Summary Judgment and Affidavit of C.R. McCauley [#39] is DENIED AS MOOT.
5. All matters having been resolved, this case is CLOSED.

IT IS SO ORDERED.

/s/ Joseph L. Tauro  
United States District Judge

