

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

BP PRODUCTS NORTH AMERICA, INC.,

Plaintiff,

v.

HILLSIDE SERVICE, INC., *et al.*,

Defendants.

ALBOYACIAN, *et al.*,

Plaintiffs,

v.

BP PRODUCTS NORTH AMERICA, INC.,

Defendant.

Civ. Nos. 9-4210, 9-5143

ORDER

HON. WILLIAM J. MARTINI

THIS MATTER having come before the Court on motions for summary judgment filed in both of the above-captioned cases; for the reasons set forth in this Court's accompanying Opinion; and good cause appearing;

IT IS on this 14th day of September 2011, hereby,

ORDERED that Defendants' motion for summary judgment in Civil Action Number 9-4210 is **GRANTED**; and it is further

ORDERED that Plaintiff's motion for summary judgment in Civil Action Number 9-4210 is **DENIED**; and it is further

ORDERED that Plaintiffs' motion for partial summary judgment in Civil Action Number 9-5143 is **GRANTED**; and it is further

ORDERED that Defendant's motion for summary judgment in Civil Action Number 9-5143 is **DENIED**; and it is further

ORDERED and **DECLARED** that BP Products North America, Inc.'s ("BP") announced non-renewal of the Commission Marketer's Agreements would constitute a violation of the New Jersey Franchise Practices Act for which BP would be obligated to pay compensation in accordance with applicable law; and it is further

ORDERED that Civil Action Number 9-4210 is dismissed with prejudice.

/s/ William J. Martini
WILLIAM J. MARTINI, U.S.D.J.