## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO

## JUDGMENT IN A CIVIL CASE

| OWNER OPERATOR             | : |                                    |
|----------------------------|---|------------------------------------|
| INDEPENDENT DRIVERS        | : |                                    |
| ASSOCIATION, INC., et al., | : |                                    |
|                            | : |                                    |
| Plaintiffs,                | : |                                    |
|                            | : | Case No. 05-00056                  |
| <b>v.</b>                  | : | JUDGE ALGENON L. MARBLEY           |
|                            | : | Magistrate Judge Norah McCann King |
| COMERICA BANK,             | : |                                    |
|                            | : |                                    |
| Defendant.                 | : |                                    |

[] **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

[] **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

[X] **Decision by Court.** This action was decided by the Court without a trial or hearing.

IT IS ORDERED AND ADJUDGED That the Court **GRANTS** Defendant's Motion for Summary Judgment and **DENIES** Plaintiffs' Motion for Summary Judgment pursuant to the March 16, 2009 Opinion and Order. This action is hereby DISMISSED.

Date: March 16, 2009

James Bonini, Clerk

s/Betty L. Clark Betty L. Clark/Deputy Clerk