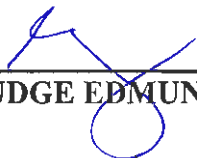




Stipulation at 3. Bruce Kania's only involvement in the above-captioned action is as a co-defendant on Alps South LLC's trade regulation claims and counterclaims.

Defendant Kania was not involved in the discussions between the Ohio Willow Company and Alps South LLC that gave rise to the Stipulation. Moreover, the Stipulation is silent as to Defendant Kania and his obligations to respond to Alps South LLC's amended trade regulation claims and counterclaims in Case Nos. 2:05-cv-1039 and 2:09-cv-1027. To avoid any confusion, Alps South LLC hereby stipulates and agrees that paragraph 4 of the Stipulation quoted above shall apply to, and include, Defendant Kania as well as the Ohio Willow Wood Company. Accordingly, Alps South LLC stipulates and agrees that Defendant Kania need not file a pleading responsive to Alps South LLC's amended trade regulation claims in the 2:05-cv-1039 and 2:09-cv-1027 cases until 14 days after the Court enters an order lifting the stay as to Alps South LLC's trade regulation claims.

**IT IS SO ORDERED.**

  
1-17-2012  
\_\_\_\_\_  
JUDGE EDMUND A. SARGUS, JR.

Stipulated and agreed:

David W. Wicklund  
David W. Wicklund (0012109)  
Shumaker, Loop & Kendrick, LLP  
1000 Jackson Street  
Toledo, Ohio 43604  
Telephone: 419-241-9000  
Email: [dwicklund@slk-law.com](mailto:dwicklund@slk-law.com)

Ronald A. Christaldi  
Shumaker, Loop & Kendrick, LLP  
101 E. Kennedy Boulevard, Suite 2800  
Tampa, Florida 33602  
Telephone: 813-229-7600  
Email: [rchristaldi@slk-law.com](mailto:rchristaldi@slk-law.com)

Attorneys for Defendant  
Alps South Corporation

s/ T. Earl LeVere  
T. Earl LeVere (0063515)  
Ice Miller LLP  
250 West Street  
Columbus, Ohio 43215  
Telephone: 614-462-1095  
Email: [earl.levere@icemiller.com](mailto:earl.levere@icemiller.com)

Trial Attorney for Counter-Defendant  
and Defendant Bruce G. Kania