

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

PHILLIPS EXPLORATION, INC.,  
Plaintiff,

v.

Case No. 2:11-CV-1081  
JUDGE EDMUND A. SARGUS, JR.  
MAGISTRATE JUDGE MARK R. ABEL

DUSTIN C. TOMICH, SR., et al.,  
Defendants.

**ORDER**

On January 7, 2014, a representative of plaintiff Phillips Exploration, Inc, plaintiff's counsel, defendants Dustin C. Tomich, Sr. and Diane L. Tomich, and their counsel participated in a mediation with the Magistrate Judge. The parties reached a settlement. A Settlement Memorandum of Understanding was executed. Because the case has been reported as settled, the trial schedule and associated dates are **VACATED**. The parties are **DIRECTED** to file a stipulation of dismissal within 60 days. If the parties fail to do so, they are **DIRECTED** to contact the Court.

**IT IS SO ORDERED.**

1-7-2014  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
EDMUND A. SARGUS, JR.  
UNITED STATES DISTRICT JUDGE