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 COMPANY

IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF OREGON
 PORTLAND DIVISION

**ROSS ISLAND SAND & GRAVEL CO., an
 Oregon corporation,**

Plaintiff,

vs.

**LEHIGH SOUTHWEST CEMENT
 COMPANY, a California corporation,**

Defendant.

No.3:15-cv-01369-PK

**ORDER GRANTING STIPULATED
 MOTION FOR ORDER DISMISSING
 CLAIMS**

In accordance with the Stipulated Motion for Order Dismissing Claims, and the agreement of the parties thereto, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that all claims set forth in Plaintiff's Third Amended Complaint [ECF 31], other than Plaintiff's "Sixth Claim for Relief" for "Attorney Fees," shall be dismissed with prejudice and without attorney fees or costs to

any party.

DATED this 10th day of March, 2017.



The Honorable Paul Papak
United States Magistrate Judge

Presented by:

SCHWABE, WILLIAMSON & WYATT, P.C.

By: s/ Craig G. Russillo

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Of Attorneys for Defendant Lehigh Southwest Cement Company

CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of March, 2017, I caused to be served the foregoing **ORDER GRANTING STIPULATED MOTION FOR ORDER DISMISSING CLAIMS** on the following party at the following address:

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by:

- | | |
|-------------------------------------|--|
| <input type="checkbox"/> | U.S. Postal Service, ordinary first class mail |
| <input type="checkbox"/> | U.S. Postal Service, certified or registered mail,
return receipt requested |
| <input type="checkbox"/> | hand delivery |
| <input type="checkbox"/> | facsimile |
| <input checked="" type="checkbox"/> | CM/ECF electronic service |
| <input type="checkbox"/> | other (specify) _____ |

s/ Craig G. Russillo
Craig G. Russillo, OSB #973875