

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION

LOUISIANA TECH UNIVERSITY
FOUNDATION, INC.

Plaintiff,

v.

BEL-MAC ROOFING, INC.

Defendant.

CIVIL ACTION NO. 3:21-cv-03539-
SMH-KDM

JUDGE S. MAURICE HICKS, JR.

MAGISTRATE JUDGE KAYLA D.
MCCLUSKY

CONSENT MOTION AND STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff Louisiana Tech University Foundation, Inc. (“LTF”), and Defendant, Bel-Mac Roofing, Inc. (“Bel-Mac”), hereby move the Court to enter the attached stipulation and order dismissing all claims against Bel-Mac, with prejudice, each party to bear its own costs and fees, and ordering that the Court shall retain jurisdiction to enforce the terms of their Settlement Agreement.

(Signatures to follow on next page)

Respectfully submitted,

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Attorneys for Louisiana Tech Foundation, Inc.

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document has been electronically filed with the Clerk of Court using the CM/ECF system this 31st day of August, 2023. Notice of this filing will be sent to all counsel of record by operation of the court's electronic filing system and/or U.S. Mail.

/s/ R. Devin Ricci

R. DEVIN RICCI

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STIPULATION AND ORDER OF DISMISSAL

The Court, upon consent and request of Plaintiff Louisiana Tech University Foundation, Inc. (“LTF”), and Defendant, Bel-Mac Roofing, Inc. (“Bel-Mac”) (collectively, the “Parties”) hereby acknowledge the following Stipulation by the Parties and issues the following Order.

FINDINGS

1. In this Litigation, LTF filed suit against Bel-Mac for copyright and trademark infringement, unfair trade practices, trademark dilution, and continuing torts. No decision of the Court has been obtained by either party regarding the subject matter of this Litigation.
2. In order to avoid the cost and expense of litigation and with no admission of liability by any party, the parties have entered into a Settlement Agreement and Co-Existence Agreement resolving their differences with respect to the subject matter of the Litigation.

ORDER

Accordingly, pursuant to LTF's unopposed Motion to Dismiss, IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

1. All claims and defenses in the pleadings filed by LTF and Bel-Mac are hereby dismissed with prejudice and with each party to bear its own costs and fees.

2. The Court retains jurisdiction to enforce the Settlement Agreement. This Stipulation and Order shall finally resolve the dispute between LTF and Bel-Mac. The Clerk of the Court is directed to enter this Stipulation and Order into the record.

IT IS SO ORDERED.

Monroe, Louisiana, this _____ of _____ 2023.

UNITED STATES DISTRICT JUDGE