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8 And Cross-Complainants R. Jeffrey Lowden
9 and Destiny Marketing Group, Inc.

JS-6

10
11 **IN THE UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**

13 4052898 MANITOBA, LTD., et al.

14 Plaintiffs,

15 vs.

16 TITAN OIL AND GAS, INC., etc, et
17 al,

18 Defendants.

Case No. CV 06-2215-DSF (AJWx)

**ORDER OF DISMISSAL
PURSUANT TO STIPULATION**

Judge: Hon. Dale S. Fischer

19 **AND RELATED COUNTER-CLAIM**
20 **AND CROSS-ACTIONS.**

21 Pursuant to the Stipulation for Dismissal entered into effective April 11,
22 2008, by and between plaintiffs and counter-defendants 4052898 Manitoba, Ltd.,
23 National Healthcare Manufacturing Corporation, Inc., Natcan Leasing, Ltd.,
24 Shayla Investments, LLC and DS&T Associates, Ltd., and each of them,
25 hereinafter individually and collectively referred to as "Plaintiffs", by and through
26 their counsel of record, Phillip W. Offill, Jr., Esq., as the first party thereto, and
27 defendant and cross-defendant Titan Oil and Gas, Inc., hereinafter referred to as
28 "Titan", by and through its counsel of record, Christopher H. Dieterich, Esq., of the

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1 Law Offices of Dieterich & Associates, as the second party thereto, and
2 defendants, counterclaimants and cross-complainants R. Jeffrey Lowden and
3 Destiny Marketing Group, Inc., and each of them, hereinafter individually and
4 collectively referred to as “the Lowden Group”, by and through their counsel of
5 record, John T. Heaney, Esq., of John T. Heaney, A Law Corporation, as the third
6 party thereto, and good cause appearing therefore,

7 **IT IS HEREBY ORDER** as follows:

- 8 1. Plaintiffs’ Second Amended Complaint on file herein, and all causes
9 of action alleged therein or associated therewith, is hereby dismissed
10 in its entirety with prejudice as to all remaining;
- 11 2. The Lowden Group’s Counterclaim on file herein, and all causes of
12 action alleged therein or associated therewith, is hereby dismissed in
13 its entirety with prejudice as to all counter-defendants;
- 14 3. The Lowden Group’s Cross-complaint on file herein, and all causes of
15 action alleged therein or associated therewith, is hereby dismissed in
16 its entirety without prejudice as to all cross-defendants; and
- 17 4. All parties to all claims hereby dismissed shall bear their respective
18 costs and fees incurred, however, nothing contained in this Order is
19 intended to in any manner prohibit or diminish the Lowden Group’s
20 right to seek in a subsequent lawsuit or other proceeding
21 indemnification from any cross-defendant for costs and fees incurred
22 in the within litigation; and

23
24 DATED: April 21, 2008

25
26 Hon. Dale S. Fischer
United States District Judge