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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **SOUTHERN DIVISION**

11 STEVE NEVILLE, SUBSTRUCTURE
12 SUPPORT, INC., and TDP SUPPORT,
13 INC.,

14 Plaintiffs,

15 v.

16 FOUNDATION CONSTRUCTORS,
17 INC. and FOUNDATION PILE, INC.

18 Defendants.
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Case No. 5:17-cv-02507-AG (AGR_x)

FINAL JUDGMENT

Hon. Andrew J. Guilford

20 **FINAL JUDGMENT**

21 Having determined the parties' motions for summary judgment (see D.E.
22 88), and having granted the parties' Joint Stipulation to Dismiss Remaining Claims
23 under Fed. R. Civ. P. Rule 41(a)(1)(A)(ii), the Court ORDERS AND ADJUDGES
24 as follows:

25 1. Final Judgment is entered in favor of defendants Foundation
26 Constructors, Inc. and Foundation Pile, Inc. ("Defendants"), and against plaintiffs
27 Steve Neville, Substructure Support, Inc., and TDP Support, Inc. ("Plaintiffs").

28 2. With respect to Defendants' EDTTEX ED2M and ED3 products,

1 Defendants do not infringe claims 1-6, 25-29, 31, and 39 of U.S. Patent No.
2 9,284,708 (“the ‘708 patent”).

3 3. With respect to Defendants’ EDTTEX ED2M and ED3 products,
4 Defendants do not infringe claims 1, 2, 4, 6-9, 16-20, 22-30, 32, and 33 of U.S.
5 Patent No. 7,914,236 (“the ‘236 patent”).

6 4. Plaintiff’s claims for infringement of claims 1-6, 25-29, 31, and 39 of
7 the ‘708 patent and of claims 1, 2, 4, 6-9, 16-20, 22-30, 32, and 33 of the ‘236
8 patent as against Defendants’ EDTTEX ED1 product are dismissed without
9 prejudice.

10 5. Defendants Foundation Constructors, Inc. and Foundation Pile, Inc.
11 shall recover costs from Plaintiffs.

12 6. The Court retains jurisdiction over this cause and over the parties for
13 the purposes of entering all further post-judgment orders that are just and proper.

14 DONE AND ORDERED in Chambers at Anaheim, California, this 27th day
15 of September 2019.

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17 Dated: September 27, 2019

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20 Honorable Andrew J. Guilford
21 UNITED STATES DISTRICT JUDGE
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