

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

LULU, INC.)
)
 Plaintiff,)
)
 v.) Civil No. 09-37-B-W
)
 CHESAPEAKE BOATS, INC.,)
)
 Defendant.)

**ORDER AFFIRMING THEp
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge filed with the Court on May 21, 2009 her Recommended Decision. The Defendant filed its objections to the Recommended Decision on June 1, 2009 and the Plaintiff filed its response to those objections on June 11, 2009. I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore ORDERED that the Recommended Decision of the Magistrate Judge is hereby AFFIRMED.
2. It is further ORDERED that the Motion to Dismiss (Docket # 6) be and hereby is DENIED.
3. It is further ORDERED that the Motion to Change Venue (Docket # 7) be and hereby is DENIED.

SO ORDERED.

/s/ John A. Woodcock, Jr.
JOHN A. WOODCOCK, JR.
CHIEF UNITED STATES DISTRICT JUDGE

Dated this 13th day of July, 2009

Plaintiff

LULU INC

represented by **LEONARD W. LANGER**
TOMPKINS, CLOUGH,
HIRSHON & LANGER
THREE CANAL PLAZA
P.O. BOX 15060
PORTLAND , ME 04112-5060
207-874-6700
Fax: 207-874-6705
Email: lwlanger@tchl.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

MARSHALL J. TINKLE
TOMPKINS, CLOUGH,
HIRSHON & LANGER
THREE CANAL PLAZA
P.O. BOX 15060
PORTLAND , ME 04112-5060
207-874-6700
Email: mjtinkle@tchl.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

CHESAPEAKE BOATS INC

represented by **PHILLIP S. BIXBY**
FRIEDMAN, GAYTHWAITE,
WOLF & LEAVITT
SIX CITY CENTER
PO BOX 4726
PORTLAND , ME 04112-4726
(207) 761-0900
Email: pbixby@fgwl-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

