UNITED STATES DISTRICT COURT WESTERN DISTRICT OF KENTUCKY LOUISVILLE DIVISION -Electronically Filed-

IN RE: YAMAHA MOTOR CORP. RHINO ATV PRODUCTS LIABILITY LITIGATION	Master File No. 3:09-MD-2016-JBC MDL No. 2016
THIS DOCUMENT RELATES TO: SCOTT DUNN, Plaintiff,	JENNIFER B. COFFMAN, U.S. DISTRICT JUDGE
v.	
YAMAHA MOTOR CO., LTD., YAMAHA MOTOR CORPORATION, U.S.A., and YAMAHA MOTOR MANUFACTURING CORPORATION OF AMERICA,	
Defendants.	
CASE NO. 3:09-cy-610-IBC	

AGREED ORDER OF DISMISSAL

By agreement of the Plaintiff, Scott Dunn ("Plaintiff"), and Defendants Yamaha Motor Corporation, U.S.A., Yamaha Motor Manufacturing Corporation of America, and Yamaha Motor Co., Ltd. ("Yamaha Defendants"), pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and the Court being sufficiently advised;

IT IS HEREBY ORDERED as follows:

That all claims of Plaintiff, Scott Dunn, individually, in this matter against Yamaha Defendants, are **DISMISSED WITH PREJUDICE**, each party to bear its own costs. That Plaintiff may file an amended complaint, with such amendments being the removal of Scott Dunn in the Complaint and substitute and replace with Shelly Dunn, previously appointed by this Court as guardian ad litem, to act on behalf of A.D., a Minor.

It is so ORDERED this ______ day of ______ *August*_____, 2012.

AGREED TO:

<u>/s/ Charles H. Johnson</u> Charles H. Johnson, Esq. (#50696) Law Offices of Charles H. Johnson, P.A. 2599 Mississippi Street New Brighton, MN 55112 Telephone: (651) 633-5685 Facsimile: (651) 633-4442 LOCAL COUNSEL FOR PLAINTIFF

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/s/ Jennifer A. Moore (with permission) JENNIFER A. MOORE Grossman & Moore, PLLC 401 West Main Street One Riverfront Plaza Suite 1810 Louisville, KY 40202 Telephone: (502) 657-7100 LIAISON COUNSEL FOR PLAINTIFF

CERTIFICATE OF SERVICE

On the 7th day of August, 2012, I electronically filed the foregoing document through the ECF system, which will send a notice of electronic filing to all participants appearing on the Panel Attorney Service List.

> /s/ Charles H. Johnson **COUNSEL FOR PLAINTIFF**

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