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HON. RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CASCADE YARNS, INC., a Washington Corporation,

Plaintiff,

vs.

KNITTING FEVER, INC., a New York Corporation, DESIGNER YARNS, LTD., a corporation of England, FILATURA PETTINATA V.V.G. DI STEFANO VACCARI & C. (S.A.S.), and entity organized or existing under the laws of Italy, SION ELALOUF, an individual, DIANE ELALOUF, an individual, JAY OPPERMAN, an individual, DEBBIE BLISS, an individual, DAVID WATT, an individual and DOES 1-50,

Defendant.

Case No. 2:10-cv-00861 RSM

**[PROPOSED] ORDER GRANTING
CASCADE YARNS, INC.'S MOTION
FOR PARTIAL SUMMARY JUDGMENT**

**Note On Motion Calendar:
January 14, 2011**

THIS MATTER was noted for consideration on January 14, 2011 upon the Motion of Plaintiff Cascade Yarns, Inc. ("Cascade") for Partial Summary Judgment on its claims for Unfair Competition and False Advertising under the Lanham Act (Counts One and Two of the Amended Complaint) and Unfair Competition under the Washington Consumer Protection Act (Count Three). Having considered Cascade's motion and the supporting declarations of Kenneth D.

1 Langley, Robert A. Dunbabin, Jr. and Robert J. Guite, and all exhibits and attachments thereto,
2 any opposition filed by Defendants and all pleadings and files herein, it is HEREBY:

3 ORDERED that Cascade having established that there are no genuine issues of material
4 fact as to its claims for unfair competition and false advertising under the Lanham Act and the
5 Washington Consumer Protection Act, and that it is entitled to judgment as a matter of law as to
6 those claims, Cascade's Motion for Partial Summary Judgment is hereby GRANTED as to
7 liability on Counts One, Two and Three of the Amended Complaint.

8
9 Done in open court this ____ day of January, 2011.

10
11 UNITED STATES DISTRICT JUDGE

12
13 Presented by:

14 SQUIRE, SANDERS & DEMPSEY, L.L.P.

15
16 By /s/ Robert J. Guite
Robert J. Guite, WSBA No. 25753

17 Attorneys for Plaintiff
18 Cascade Yarns, Inc.