## UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

|                                | § |                               |
|--------------------------------|---|-------------------------------|
| BLITZSAFE TEXAS, LLC,          | § |                               |
|                                | § |                               |
| Plaintiff,                     | § | Case No. 2:15-CV-1276-JRG-RSP |
|                                | § |                               |
| <b>v.</b>                      | § | CONSOLIDATED INTO             |
|                                | § |                               |
| NISSAN NORTH AMERICA, INC. and | § | No. 2:15-CV-1274-JRG-RSP      |
| NISSAN MOTOR CO., LTD.,        | § |                               |
|                                | § |                               |
| Defendants.                    | § |                               |
|                                | § |                               |

## ORDER OF DISMISSAL

Before the Court is Plaintiff Blitzsafe Texas, LLC ("Blitzsafe") and Defendants Nissan North America, Inc. and Nissan Motor Co., Ltd. (collectively "Nissan") Agreed Motion To Dismiss With Prejudice claims and causes of action asserted by Plaintiff Blitzsafe against Nissan and all Counterclaims filed by Nissan against Blitzsafe in the above-captioned action pursuant to Fed. R. Civ. P. 41(a)(2). Having considered the motion, the Court finds that it is well taken and it is hereby GRANTED, it is hereby ORDERED that all claims and causes of action asserted by Plaintiff Blitzsafe in this action against Defendants Nissan are dismissed with prejudice to the Plaintiff to re-filing same and without costs, except that Blitzsafe's claims and causes of action against Nissan arising out of Nissan's sale, offer for sale, use, or importation into the United States of products made, used, sold, offered for sale or imported into the United States by Robert Bosch GmbH; Bosch Automotive Products (Suzhou), Co., Ltd.; Robert Bosch LLC; Robert Bosch Sistemas Automotrices, S.A., de C.V. LTDA, and their parents, subsidiaries and affiliated entities are dismissed without prejudice to the Plaintiff to re-filing the same and without costs



and all Counterclaims filed by Nissan against Plaintiff Blitzsafe are hereby dismissed without prejudice. This Order does not dispose of Nissan's claims against Panasonic.

It is further ORDERED that all attorneys' fees and costs are to be borne by the party that incurred them.

SIGNED this 8th day of March, 2017.

ROY S. PAYNE

UNITED STATES MAGISTRATE JUDGE

