



Case Number: LACV023704 Case Title: SIOUX PHARM INC AND SIOUX BIOCHEMICAL INC VS. EAGLE LABORATO

Opened: 03-08-2012

County: Sioux

Case Type: PROPERTY/FINANCE DAMAGE (NOPI) Judge: DUANE E HOFFMEYER

Prayer Amount: \$.00

Show/Hide Participants

File Date	Case History
12-21-2015 01:17:00 PM Court	OTHER EVENT Filed by: Court
12-03-2015 01:22:00 PM Defendant	DISMISSED W/ PREJUDICE DEFENDANT EAGLE LABORATORIES INC'S DISMISSAL OF COUNTERCLAIM Filed by: DANIEL L HARTNETT
12-02-2015 04:37:00 PM Court	OTHER ORDER ORDER RE: DISMISSAL Filed by: Court
11-25-2015 10:49:00 AM Plaintiff	OTHER EVENT DISMISSAL WITH PREJUDICE OF ALL REMAINING DEFENDANTS Filed by: ANTHONY LEE OSBORN
10-30-2015 02:28:00 PM Court	OTHER ORDER ORDER (RE SCHEDULING STATUS HEARING) Filed by: Court
10-20-2015 08:59:00 AM Court	OTHER ORDER ORDER RE STATUS CONFERENCE (NOV. 3, 2015 AT 8:30 AM - TELEPHONIC) Filed by: Court
10-13-2015 08:59:00 AM Court	OTHER ORDER ORDER: FOLLOWING STATUS CONFERENCE AND SETTING HEARING AND DISCLOSURE DATES Filed by: Court
10-08-2015 10:15:00 AM Plaintiff	OTHER EVENT JOINT DISMISSAL WITH PREJUDICE OF ALL CLAIMS BETWEEN PLAINTIFF'S AND ONLY DEFENDANT SUMMIT NUTRITIONALS INTERNATIONAL INC Filed by: ANTHONY LEE OSBORN
09-28-2015 02:51:00 PM Court	OTHER ORDER ORDER Filed by: Court
09-23-2015 01:41:00 PM Court	ORDER SETTING HEARING ORDER SETTING STATUS HEARING (TELEPHONIC STATUS HEARING IS SET FOR OCT. 13, 2015 AT 8:48 (TIMES *8:30 AM) Filed by: Court
09-09-2015 08:54:00 AM Court	OTHER ORDER ORDER RE: SETTLEMENT OF DEFENDANT SUMMIT NUTRITIONALS INC Filed by: Court
09-03-2015 03:46:00 PM Court	NOTICE



NOTICE OF TRIAL SCHEDULING CONFERENCE(TELEPHONIC SCHEDULING CONFERENCE IS SET FOR 09/17/2015 AT 11:00 AM)

Filed by: Court

09-02-2015 09:51:00 AM
Court

OTHER ORDER
ORDER (GRANTING EXTENSION OF TIME TO FILE RESPONSE)

Filed by: Court

08-31-2015 01:43:00 PM
Plaintiff

MOTION
PLAINTIFF'S UNOPPOSED MOTION FOR 8 DAY EXTENSION TO FILE RESISTANCE TO MOTION FOR CLARIFICATION BY **SUMMIT NUTRITIONALS INTERNATIONAL INC**

Filed by: ANTHONY LEE OSBORN

08-27-2015 01:27:00 PM
Court

OTHER ORDER
ORDER RE EAGLE LABORATORIES MOTION FILED AUGUST 17,2015

Filed by: Court

08-27-2015 09:43:00 AM
Plaintiff

RESISTANCE
PLAINTIFF'S RESISTANCE TO MOTION FOR ENTRY OF ORDER CONSISTENT WITH OPINION OF SUPREME COURT

Filed by: ANTHONY LEE OSBORN

08-27-2015 09:28:00 AM
Court

ORDER SETTING HEARING
ORDER SETTING HEARING (STATUS HRG AND PENDING MOTIONS ARE SET FOR HRG ON 09/11/2015 AT 8:30 AM)

Filed by: Court

08-27-2015 09:27:00 AM
Court

COURT REPORTER MEMORANDUM AND CERTIFICATE - WITH FEE: COURT REPORTER MEMORANDUM AND CERTIFICATE
COURT REPORTER MEMORANDUM AND CERTIFICATE (BROOKE BETSWORTH REPORTER, HRG WAS 08/27/2015, FEES OF \$40.00)

Filed by: Court

08-21-2015 03:38:00 PM
Court

MOTION
FOR CLARIFICATION BY **SUMMIT NUTRITIONALS INTERNATIONAL, INC.'S**

ATTACHMENT
EXHIBIT A - PETITION

ATTACHMENT
EXHIBIT B - SJ RULING

ATTACHMENT
EXHIBIT C - MOTION TO DISMISS RULING

ATTACHMENT
EXHIBIT D - SUPREME COURT OPINION

ATTACHMENT
EXHIBIT E - EMAIL CORRESPONDENCE

Filed by: DANIEL J FISCHER

08-19-2015 11:50:00 AM
Court

ORDER SETTING HEARING
ORDER SETTING HEARING (TELEPHONIC HRG IS SET FOR AUG 27,2015 AT 8:30 AM)

Filed by: Court

08-17-2015 10:30:00 AM
Defendant

MOTION
MOTION FOR ENTRY OF ORDER CONSISTENT WITH OPONION OF SUPREME COURT

Filed by: DANIEL L HARTNETT

08-03-2015 01:04:00 PM
Court

OTHER EVENT
RETURN FROM SUPREME COURT (SEALED TRANSCRIPTS)

Filed by: Court

08-03-2015 12:57:00 PM
Court

COURT REPORTER TRANSCRIPT
Filed by: Court

IN THE IOWA DISTRICT COURT FOR SIOUX COUNTY

SIOUX PHARM, INC. and)	
SIOUX BIOCHEMICAL, INC.,)	
)	Case No. LACV023704
Plaintiffs,)	
)	
vs.)	DISMISSAL WITH PREJUDICE OF ALL
)	REMAINING DEFENDANTS
EAGLE LABORATORIES, INC., et al.)	
)	
Defendants.)	
)	

COME NOW Plaintiffs, Sioux Pharm, Inc. and Sioux Biochemical, Inc., and hereby dismiss with prejudice all claims against all remaining Defendants in this matter, to wit: Eagle Laboratories, Inc., Bio-Kinetics Corporation, Dana Summers, Robert den Hoed and John Ymker, with each party bearing its own fees and costs.

This case is now resolved in its entirety.

DATED this 25th day of November, 2015.

GOOSMANN LAW FIRM, PLC

By: /s/ Anthony L. Osborn
 Jeana L Goosmann, AT0002984
 Anthony L. Osborn, AT0009513
 410 5th Street
 Sioux City, IA 51101
 712-226-4000
 712-224-4517 (fax)
 COUNSEL FOR PLAINTIFFS

IN THE IOWA DISTRICT COURT FOR SIOUX COUNTY

SIOUX BIOCHEMICAL, INC
SIOUX PHARM INC

Plaintiff

VS

DANA MICHAEL SUMMERS
BIO KINETICS CORPORATION
JOHN YMKER
ROBERT DENHOED
EAGLE LABORATORIES, INC
FEDERAL LABORATORIES CORPORATION
FEDERAL LABORATORIES CHEMICAL
CORPORATION

Defendant

03841 LACV023704

ORDER

Re:Dismissal

The court hereby confirms and ratifies the plaintiff's dismissal with prejudice filed herein.

Eagle Laboratories Inc., et al. will be filing a dismissal with prejudice of its counterclaim and once filed, all claims of all parties will have been resolved

Unpaid court costs shall be taxed \$150 to the plaintiff, \$150 to Eagle laboratories, Inc. and \$100 to Dana Summers.



State of Iowa Courts

Case Number
LACV023704

Case Title
SIOUX PHARM INC AND SIOUX BIOCHEMICAL INC VS.
EAGLE LABORATO
OTHER ORDER

Type:

So Ordered

A handwritten signature in black ink that reads "Duane E. Hoffmeyer". The signature is written in a cursive style and is positioned above a horizontal line.

Duane E. Hoffmeyer, Chief Judge,
Third Judicial District of Iowa

Electronically signed on 2015-12-02 16:36:54

IN THE IOWA DISTRICT COURT FOR SIOUX COUNTY

<p>SIOUX PHARM, INC. and SIOUX BIOCHEMICAL, INC.,</p> <p style="text-align: center;">Plaintiffs</p> <p>vs.</p> <p>EAGLE LABORATORIES, INC., BIO-KINETICS CORPORATION, DANA SUMMERS, ROBERT DEN HOED, JOHN YMKER, and SUMMIT NUTRITIONALS INTERNATIONAL, INC.,</p> <p style="text-align: center;">Defendants</p>	<p>LACV023704</p> <p>DEFENDANT, EAGLE LABORATORIES INC.'S, DISMISSAL OF COUNTERCLAIM</p>
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COMES NOW the Defendant, Eagle Laboratories, Inc., by and through its attorney of record, and pursuant to Iowa Rule of Civil Procedure 1.943, hereby dismisses its counterclaim, with prejudice, each party to pay its own costs.

CRARY HUFF RINGGENBERG HARTNETT & STORM, P.C.

BY s/Daniel L. Hartnett
Daniel L. Hartnett, AT0003363
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PO Box 27
Sioux City, Iowa 51102
Telephone: (712) 277-4561
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dhartnett@craryhuff.com

ATTORNEY FOR EAGLE LABORATORIES,
BIO-KINETICS CORPORATION, ROBERT DEN
HOED and JOHN YMKER

CERTIFICATE

The undersigned hereby certifies that on the 3rd day of December, 2015, I electronically filed the foregoing with the Clerk of the Court using the EDMS system. Notice of this filing will be sent to counsel of record by operation of the Court's electronic filing system.

s/Daniel L. Hartnett _____

Daniel L. Hartnett