



Cour fédérale

Date: 20160901

Docket: T-908-14

Citation: 2016 FC 997

Ottawa, Ontario, September 1, 2016

PRESENT: Madam Prothonotary Mireille Tabib

BETWEEN:

DIEBOLD INC. AND CORETRONIC PROJECTION (KUNSHAN) CORPORATION

Plaintiffs

and

KUEHNE + NAGEL INC. DOING BUSINESS AS BLUE ANCHOR AMERICA LINE, COSTCO CONTAINER LINES CO. LTD. AND CANADIAN NATIONAL RAILWAY COMPANY

Defendants

and

COSCO CONTAINER LINES CO. LTD. AND CANADIAN NATIONAL RAILWAY COMPANY

Third Parties

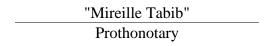
JUDGMENTAND REASONS

[1] **UPON MOTION** of the parties, made informally by way of their written consent to a Consent Dismissal Order;

JUDGMENT

THIS COURT'S JUDGMENT is that:

- 1. The parties having settled this matter, these proceedings, including all third party actions, are dismissed without costs to any party.
- 2. This dismissal shall be for all purposes of the same force and effect as if a judgment dismissing the action had been pronounced after a trial of the action upon the merits.



FEDERAL COURT

SOLICITORS OF RECORD

DOCKET: T-908-14

STYLE OF CAUSE: DIEBOLD INC. AND CORETRONIC PROJECTION

(KUNSHAN) CORPORATION v KUEHNE + NAGEL

INC. DOING BUSINESS AS BLUE ANCHOR

AMERICA LINE, COSTCO CONTAINER LINES CO. LTD. AND CANADIAN NATIONAL RAILWAY

COMPANY

MOTION IN WRITING CONSIDERED AT OTTAWA, ONTARIO, PURSUANT TO RULE 369 OF THE FEDERAL COURTS RULES

JUDGMENT AND REASONS: TABIB P.

DATED: September 1, 2016

WRITTEN REPRESENTATIONS BY:

A. Barry Oland FOR THE PLAINTIFFS

Andrew Epstein FOR THE DEFENDANT

CANADIAN NATIONAL RAILWAY COMPANY

David K. Jones FOR THE DEFENDANT

COSCO CONTAINER LINES CO. LTD.

Jason Kostyniuk FOR THE DEFENDANT

KUEHNE + NAGEL INC.

SOLICITORS OF RECORD:

Oland & Co. FOR THE PLAINTIFFS

Barristers and Solicitors Vancouver, British Columbia

Watson Goepel LLP FOR THE DEFENDANT

Barristers and Solicitors CANADIAN NATIONAL RAILWAY COMPANY

Vancouver, British Columbia

Bernard LLP Barristers and Solicitors Vancouver, British Columbia

FOR THE DEFENDANT COSCO CONTAINER LINES CO. LTD.

Alexander, Holburn, Beaudin + Lang Barristers and Solicitors Vancouver, British Columbia FOR THE DEFENDANT KUEHNE + NAGEL INC.