

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

BUCKEYE DIAMOND LOGISTICS, INC. :
fka BUCKEYE RECYCLERS, INC. :

Plaintiff, :

Case No. C3-01-440

v. :

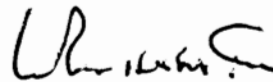
Judge Walter Herbert Rice

CHEP USA, a general partnership :

Defendant. :

STIPULATED ENTRY OF DISMISSAL

The Court having been advised by the parties that this matter has been settled by agreement of the parties, it is hereby order that this case be DISMISSED WITH PREJUDICE, each party to bear its own cost. The Court shall retain jurisdiction to enforce the terms of the settlement agreement and to continue to enforce the terms of the Stipulated Protective Order entered in Buckeye Diamond Logistics fka Buckeye Recyclers v. CHEP USA, Case No. C-3-01-440. The Stipulated Protective Order and the Court's Stipulated Order of November 12, 2003 shall continue in effect.

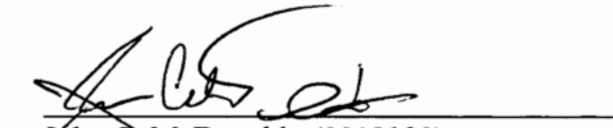


Judge Walter Herbert Rice

Agreed:



James A. Wilson (0030704)
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
P.O. Box 1008
Columbus, Ohio 43216-1008
(614) 464-5606
Attorneys Buckeye Diamond Logistics



John C. McDonald (0012190)
Schottenstein Zox & Dunn
250 West Street
Columbus, OH 43215
(614) 462-2201
Attorneys for CHEP USA