

Federal Court



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**

**JUDGMENT AND 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.

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"Mireille Tabib"  
Prothonotary

**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  
Vancouver, British Columbia  
CANADIAN NATIONAL RAILWAY COMPANY

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.