

EXHIBIT C

Lacey Laducer v. Dish Network Service LLC, Case No. 40-09-C-99
Order Granting Mot. Summ. J., January 12, 2011

COPY

STATE OF NORTH DAKOTA
COUNTY OF ROLETTE

IN DISTRICT COURT
NORTHEAST JUDICIAL DISTRICT

Lacy Laducer,)
)
Plaintiff,)
)
-vs-)
)
Dish Network Service, L.L.C.)
)
Defendant and Third-Party)
Plaintiff,)
)
-vs-)
)
Brian Laducer,)
)
Third-Party Defendant:)

Civil Case No. 40-09-C-99

**ORDER REGARDING MOTION
FOR SUMMARY JUDGMENT ON
THIRD-PARTY DEFENDANT'S
COUNTERCLAIM**

DISTRICT/JUVENILE COURT
Northeast Judicial District

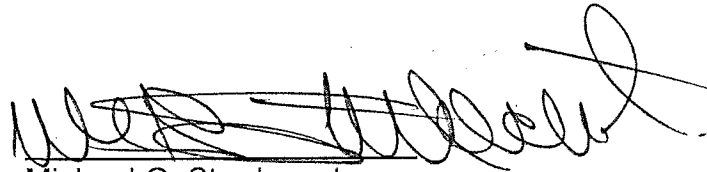
At a hearing on August 10, 2010 this court granted a Motion permitting Defendant Dish Network to join Brian Laducer as a party in this matter. The rationale for that decision was explained on the record and followed by a written Order Granting Motion to Join Brian Laducer on the same date. Thereafter Dish Network proceeded to commence a third-party action against Brian Laducer to which Mr. Laducer responded with an Answer and Counterclaim. Mr. Laducer's Counterclaim against Dish Network sought relief for abuse of process.

Dish Network has submitted a Motion for Summary Judgment seeking to dismiss Mr. Laducer's Counterclaim. Consistent with their practice in all of the previous matters presented to this court, counsel for the parties have presented thorough well written briefs exhibiting considerable effort and thought. These materials have been reviewed with appreciation by the undersigned.

Once again, notwithstanding the diligence of counsel, this court will resort to a brief and simple approach in issuing a decision. To be blunt, if this court thought that Dish Network was pursuing Mr. Laducer solely for vindictive reasons without any legal or factual basis, the Motion to join Mr. Laducer as a party would never have been granted. Accordingly, this court finds it impossible to believe that complying with one of its Orders could lead to an abuse of process claim. Therefore, Dish Network's Motion for Summary Judgment on Third-Party Defendant's Counterclaim is GRANTED. The Third-Party Counterclaim is dismissed with prejudice.

IT IS SO ORDERED.

Dated this 12th day of January, 2011.



Michael G. Sturdevant
District Judge

Copies: Christopher Nyhus
Thomas Dickson
Ariston Johnson

I hereby certify that I mailed
this document to the above
entitled parties on the 12th
day of January, 2011
kap