UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FT. MYERS DIVISION

DUPERON CORPORATION, and DUPERON INNOVATION, LLC

Plaintiffs,

v.

D&J MACHINERY INCORPORATED,

Defendant.

Case No. 2:10-cv-544-CEH-SPC

Jury Trial Demanded

NOTICE OF PENDENCY OF OTHER ACTIONS

In accordance with Local Rule 1.04(c), Plaintiffs, Duperon Corporation and Duperon Innovation, LLC, hereby certify that the instant action:

___ IS related to pending or closed civil or criminal case(s) previously filed in this Court, or any other Federal or State court, or administrative agency as indicated below:

_____

_____

X IS NOT related to any pending or closed civil or criminal case filed with this Court, or any other Federal or State court, or administrative agency.

Plaintiffs further certify that a copy of this NOTICE OF PENDENCY OF OTHER ACTIONS will be served upon each party no later than fourteen (14) days after appearance of the party.

Dated: September 13, 2010

Respectfully submitted,

By: /s/ David B. Esau

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CERTIFICATE OF SERVICE

I hereby certify that on September 13, 2010, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document will be served with the Summons and Complaint by process server.

By: /s/ David B. Esau
David B. Esau
Florida Bar No.: 650331