

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

B/E AEROSPACE, INC.,

Plaintiff,

vs.

ZODIAC AEROSPACE, INC.,

a French Corporation;

WEBER AIRCRAFT LLC,

(A.K.A. Zodiac Seats US),

a Texas Corporation;

HEATH TECNA,

(A.K.A. Zodiac Airline Cabin Interiors),

a Delaware Corporation;

C & D AEROSPACE, INC.,

(A.K.A. C & D Zodiac,

A.K.A Zodiac Airline Cabin Interiors),

a Delaware Corporation;

Defendants.

Case No. 2:14-cv-210-JRG-RSP

**JURY TRIAL DEMANDED**

**B/E'S UNOPPOSED MOTION TO  
WITHDRAW DKT. 28**

Plaintiff B/E Aerospace, Inc. ("B/E") hereby respectfully withdraws its motion for a preliminary injunction, filed with this Court on May 16, 2014 [Dkt. 28].

Date: June 6, 2014

Respectfully submitted,

**McKOOL SMITH, P.C.**

/s/ Samuel F. Baxter

Samuel F. Baxter

Lead Attorney

Texas State Bar No. 01938000

sbaxter@mckoolsmith.com

104 E. Houston St., Suite 300

Marshall, Texas 75670

Telephone: (903) 923-9000

Facsimile: (903) 923-9099

**IRELL & MANELLA LLP**

Morgan Chu

mchu@irell.com

Andrei Iancu

aiancu@irell.com

Harry Mittleman

hmittleman@irell.com

Ben Haber

bhaber@irell.com

1800 Avenue of the Stars

Suite 900

Los Angeles, CA 90067-4276

Tel: (310) 277-1010

Fax: (310) 203-7199

**Attorneys for Plaintiff B/E Inc.**

**CERTIFICATE OF SERVICE**

Pursuant to the Federal Rules of Civil Procedure, I hereby certify that on June 6, 2014, I caused a copy to be served upon the following counsel of record:

**Bonnie Grant**

Kilpatrick Townsend & Stockton LLP  
Two Embarcadero Center  
San Francisco CA 94111  
(415) 273-4713  
Bgrant@kilpatricktownsend.com

**Steven D. Moore**

Kilpatrick Townsend & Stockton LLP  
Two Embarcadero Center  
San Francisco CA 94111  
(415) 273-4741  
Smoore@kilpatricktownsend.com

**Candice C. Decaire**

Kilpatrick Townsend & Stockton LLP  
Suite 2800, 1100 Peachtree Street NE  
Atlanta, GA, 30309-4528  
(404) 815-6033  
cdecaire@kilpatrickstockton.com

**William E. Mosley**

1080 Marsh Road  
Menlo Park, CA, 94025  
(650) 324-6364  
wmosley@kilpatricktownsend.com

**Melissa Richards Smith**

303 South Washington Avenue  
Marshall, Texas 75670  
(903) 934-8450  
melissa@gillamsmithlaw.com

/s/ Benjamin Haber

Benjamin Haber

**CERTIFICATE OF CONFERENCE**

Counsel for Plaintiff and counsel for Defendant have discussed the matters herein and have agreed to this unopposed filing.

/s/ Sam Baxter

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

B/E AEROSPACE, INC.,

Plaintiff,

vs.

ZODIAC AEROSPACE, INC.,  
a French Corporation;  
WEBER AIRCRAFT LLC,  
(A.K.A. Zodiac Seats US),  
a Texas Corporation;  
HEATH TECNA,  
(A.K.A. Zodiac Airline Cabin Interiors),  
a Delaware Corporation;  
C & D AEROSPACE, INC.,  
(A.K.A. C & D Zodiac,  
A.K.A Zodiac Airline Cabin Interiors),  
a Delaware Corporation;  
Defendants.

Case No. 2:14-cv-00210-JRG-RSP

**JURY TRIAL DEMANDED**

**ORDER WITHDRAWING PRELIMINARY INJUNCTION MOTION**

Having considered Plaintiffs motion to withdraw its preliminary injunction motion filed with this Court on May 16, 2014 [Dkt. 28], such motion is **GRANTED** and the preliminary injunction motion is **WITHDRAWN**.

**It is SO ORDERED**