

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

SAMUEL TOBIAS, an individual,

Plaintiff,

v.

ISRAEL Z. RODRIGUEZ, individually;
SWIFT TRANSPORTATION
COMPANY OF ARIZONA, LLC, a
Delaware corporation; SWIFT
TRANSPORTATION SERVICES, LLC,
a Delaware limited liability company;
SWIFT LEASING CO., LLC, a Delaware
limited liability company; QUEMETCO,
INC., a Delaware corporation; and
QUEMETCO WEST, LLC, a Delaware
limited liability company,

Defendants.

SWIFT TRANSPORTATION
COMPANY, INC., a Delaware
corporation; SWIFT
TRANSPORTATION CO. OF
ARIZONA, LLC, a Delaware corporation;
and SWIFT LEASING CO., LLC, a
Delaware limited liability company,

Cross-Claimants,

v.

QUEMETCO, INC., a Delaware
corporation and QUEMETCO WEST,
LLC, a Delaware limited liability
company,

Cross-Defendants.

Case No. 1:18-cv-00416-DCN

Consolidated with 3:18-cv-00514-DCN

**MEMORANDUM DECISION AND
ORDER**

P&S ENTERPRISES, LLC dba COYOTE
TRANSPORT,

Plaintiff,

v.

ISRAEL RODRIGUEZ, an individual;
SWIFT TRANSPORTATION
COMPANY; SWIFT
TRANSPORTATION CO., LLC;
INTERSTATE EQUIPMENT LEASING,
LLC; QUEMETCO, INC.; and
QUEMETCO WEST, LLC,

Cross-Defendants.

SWIFT TRANSPORTATION
COMPANY, INC.; SWIFT
TRANSPORTATION CO. OF
ARIZONA, LLC; and INTERSTATE
EQUIPMENT LEASING, LLC,

Cross-Claimants/Cross-Defendants,

v.

QUEMETCO, INC., a Delaware
corporation and QUEMETCO WEST,
LLC, a Delaware limited liability
company,

Cross-Defendants/Cross-Claimants

I. INTRODUCTION

Pending before the Court is Defendants Israel Rodriguez, Swift Transportation Company, Swift Transportation Co., LLC, and Interstate Equipment Leasing, LLC's (collectively "Swift Defendants") Motion for Partial Summary Judgment re: Damages for

Increased Insurance Premiums. Dkt. 26. The Swift Defendants seek for the Court to dismiss Coyote Transport's damages claims associated with increased insurance premiums due to the accident that forms the subject-matter of this litigation. In response, Coyote Transport notified Swift Defendants that it is no longer seeking those contested damages. There is no dispute between the parties that the Court should grant the Swift Defendants' Motion for Partial Summary Judgment. Dkt. 46. Thus, the Court grants Swift Defendant's Motion.

II. ORDER

IT IS HEREBY ORDERED:

1. The Swift Defendants' Motion for Partial Summary Judgment (Dkt. 26) is **GRANTED**.



DATED: December 10, 2019


David C. Nye
Chief U.S. District Court Judge