

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CALLAWAY GOLF COMPANY,

Plaintiff,

v.

ACUSHNET COMPANY,

Defendant.

C. A. No. 06-91 (SLR)

**CALLAWAY GOLF COMPANY'S MOTION
FOR SUMMARY JUDGMENT OF BREACH OF CONTRACT**

Pursuant to FRCP 56, Plaintiff Callaway Golf Company hereby submits this Motion for Summary Judgment of Breach of Contract against Acushnet Company. For the reasons set forth in Callaway Golf Company's Brief in Support of its Motion for Summary Judgment of Breach of Contract and all supporting declarations and exhibits, Callaway Golf moves for summary judgment in favor of Callaway Golf that Acushnet breached the 1996 Settlement Agreement.

Dated: August 7, 2007

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CERTIFICATE OF SERVICE

I hereby certify that on August 7, 2007, the attached document was electronically filed with the Clerk of Court using CM/ECF which will send electronic notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I hereby certify that on August 7, 2007, I have Electronically Mailed the document to the following person(s):

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