

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CALLAWAY GOLF COMPANY)	
)	
Plaintiff,)	C.A. No. 06-91 (SLR)
v.)	
)	JURY TRIAL DEMANDED
ACUSHNET COMPANY,)	
)	
Defendant.)	

**ACUSHNET'S MOTION FOR SUMMARY JUDGMENT OF
NO BREACH OF CONTRACT (COUNT V)**

Defendant Acushnet Company ("Acushnet") hereby moves for summary judgment of no breach of contract (Count V). The grounds for this Motion are fully set forth in Acushnet Company's Memorandum of Law in Support of its Motion for Summary Judgment of No Breach of Contract (Count V), and related papers filed contemporaneously herewith.

Respectfully submitted,

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Dated: August 7, 2007

Attorneys for Defendant Acushnet Company

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CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on August 7, 2007, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send 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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