

United States Court of Appeals
For the Eighth Circuit

No. 12-1136

Bituminous Casualty Corporation

Plaintiff - Appellee

v.

United HRB General Contractors, Inc. d/b/a Jeff City Industries, Inc.

Defendant - Appellant

Appeal from United States District Court
for the Western District of Missouri

Submitted: September 20, 2012

Filed: December 11, 2012

[Unpublished]

Before MELLOY and BENTON, Circuit Judges, and BAKER,¹ District Judge.

PER CURIAM.

The Court has before it the unopposed motion of United HRB General Contractors, Inc. d/b/a Jeff City Industries, Inc., to dismiss voluntarily this appeal.

¹The Honorable Kristine Gerhard Baker, United States District Court for the Eastern District of Arkansas, sitting by designation.

The motion recites that the parties recently entered into a settlement agreement in the state court action which fully and finally resolves all claims between the parties, including all issues addressed in this appeal and in the state court action, and that each party is to bear its own attorney's fees and costs in this matter. The motion also recites that Bituminous Casualty Corporation has no objection to the motion.

The unopposed motion to dismiss the appeal is granted.

The appeal is dismissed.
