

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

GAYLE OVERTON,)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO.: 10-00491-KD-C
)	
NORTHSTAR RX, LLC, et al.,)	
Defendants.)	

ORDER

This matter is before the Court on Plaintiff Gayle Overton and Defendant Northstar Rx, LLC’s’ “Joint Stipulation of [Voluntary] Dismissal Without Prejudice” of this lawsuit pursuant to Rule 41 of the Federal Rules of Civil Procedure. (Doc. 64).

Because the aforementioned parties jointly and voluntarily filed a Stipulation of Dismissal, which is signed by counsel for said parties, the Court construes the dismissal as one filed pursuant to Rule 41(a)(1)(A)(ii).

Accordingly, it is **ORDERED** that all of Plaintiff Gayle Overton’s claims against Defendant Northstar Rx, LLC’s are hereby **DISMISSED without prejudice**.

Each party shall bear her or its own costs.

Nothing herein shall be construed as dismissing any of the Plaintiff’s claims against the remaining Defendant Schwarz Pharma, Inc.

DONE and ORDERED this the **1st** day of **August 2011**.

/s/ Kristi K. DuBose
KRISTI K. DuBOSE
UNITED STATES DISTRICT JUDGE