

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
BATESVILLE DIVISION**

BITUMINOUS CASUALTY CORPORATION

v.

NO. 1:11CV00096 SWW

CINCINNATI INSURANCE COMPANY

**ORDER**

Pursuant to the attached letter stating that all issues in this lawsuit have been resolved, no further action is required by the Court.

IT IS SO ORDERED that this action is dismissed with prejudice.

DATED this 6<sup>th</sup> day of February 2012.

/s/Susan Webber Wright  
United States District Judge

M | R  
M | B

MUNSON  
ROWLETT  
MOORE  
BOONE

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U.S. DISTRICT COURT  
EASTERN DISTRICT ARKANSAS

**FEB - 3 2012**

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BEVERLY A. ROWLETT  
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February 1, 2012

The Honorable Susan Webber Wright  
United States District Judge  
600 West Capital Avenue  
Room A522  
Little Rock, Arkansas 72201

Re: *Bituminous Casualty Corporation v. The Cincinnati Insurance Company*  
United States District Court, Eastern District of Arkansas,  
Batesville Division, Case No. 1:11CV00096SWW  
Our File No. 25590

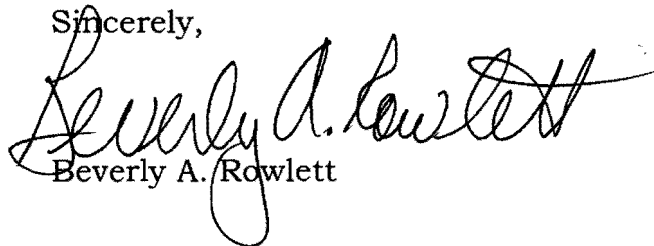
Dear Judge Wright:

It appears that this lawsuit has become moot, inasmuch as the dispute in the underlying wrongful death action has been settled and all claims have been dismissed with prejudice. Therefore, it is appropriate that this action also be dismissed.

If the Court would prefer that I prepare an Order of Dismissal, I will be happy to do so.

Thank you for your consideration in this matter.

Sincerely,



Beverly A. Rowlett

BAR/cpg

cc: Shannon L. Fant  
Joel Isaac Farthing