

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

WILLIAM A. MILLER, Administrator of the **PLAINTIFF**
Estate of MATTHEW TOLBERT MILLER, Deceased

v. **2:10CV00026-BRW**
(LEAD CASE)

SAM SCALES MARINE OF STUTTGART, LLC. **DEFENDANT**

CASSIDY ROBERTS AND RHODES ROBERTS,
AS WRONGFUL DEATH BENEFICIARIES OF **PLAINTIFFS**
RODNEY ROYCE ROBERTS, Deceased, BRAD
CORNELISON, AND MCNEIL STANFORD

v. **3:10CV00092-BRW**
(CONSOLIDATED CASE)

PHILIP JAMES, et al. **DEFENDANTS**

ORDER

Pending is Plaintiffs' Motion for Dismissal of *Pro Tanto* Defendants (Doc. No. 53). Plaintiffs have settled with *pro tanto* Defendants, and seek to have them dismissed as parties to this action. Plaintiffs' Motion for Dismissal of Pro Tanto Defendants is GRANTED.

Accordingly, Philip James, individually and d/b/a Greenheads and Labs; Kurt James and Walter Sullivan, individually and d/b/a Greenheads and Labs, II, are DISMISSED WITH PREJUDICE from the case.

IT IS SO ORDERED this 21st day of January, 2011.

/s/Billy Roy Wilson
UNITED STATES DISTRICT JUDGE