

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

**JOHN PLUMMER and  
DEZIRIE PLUMMER**

**PLAINTIFFS**

**v. No. 2:12-cv-192-DPM**

**TEREX SOUTH DAKOTA, INC.,  
f/k/a TEREX-TELECT and  
FORMERLY FORESTRY, INC.**

**DEFENDANTS**

**FORMERLY FORESTRY, INC.**

**CROSS-CLAIMANT**

**v.**

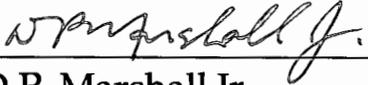
**TEREX CORPORATION;  
TEREX USA, LLC; TEREX  
UTILITIES, INC.; TEREX SOUTH  
DAKOTA, INC. f/k/a TEREX-TELECT**

**CROSS-DEFENDANTS**

**ORDER**

The Plummers' motion for a partial voluntary dismissal, *No. 69*, is granted. The Plummers' claims against Formerly Forestry, Inc. are dismissed with prejudice. FED. R. CIV. P. 41(a)(2). Formerly Forestry's cross claim against the Terex entities remains pending.

So Ordered.

  
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D.P. Marshall Jr.  
United States District Judge

1 April 2014