

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF ARKANSAS  
JONESBORO DIVISION

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HAROLD TURNER,

Plaintiff,

v.

Case No. 3:10-CV-074 DPM

MARTIN WIRELESS, LLC, d/b/a MARTIN  
WIRELESS, a foreign limited liability company;  
MFC COMMUNICATIONS, LLC, d/b/a MFC  
WIRELESS, a foreign limited liability company;  
DONALD G. MARTIN, individually; MICHAEL  
CANNON; individually, and STEPHEN FARMER,  
individually,

Defendants.

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**AGREED ORDER OF DISMISSAL**

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The Court has been advised that all issues and controversies have been resolved to the parties' mutual satisfaction. The parties submitted their settlement agreement to the Court *in camera* for the Court's review. The Court is familiar with and has reviewed the terms of the parties' agreement to resolve this action, as well as the parties' contentions in this case with regard to bona fide disputed issues of fact and law. The Court finds that the agreement entered into by the parties is fair and reasonable.

Accordingly, by agreement of the parties, it is hereby ordered as follows:

(1) this case is hereby dismissed with prejudice as to all Defendants;

(2) all pending motions and ~~or~~ requests for attorney's fees and costs are hereby denied as moot;

*RAM J.*

(3) other than as provided in the parties' agreement, each party shall bear its own attorney's fees and costs in this matter; and

(4) under the authority of *Kokkenen v. Guardian Life Ins. Co.*, 511 U.S. 375, 381-82 (1994), the Court retains jurisdiction for the sole purpose of enforcing the parties' underlying settlement agreement.

SO ORDERED this 22nd day of February, 2011.

  
UNITED STATES DISTRICT COURT JUDGE

PLAINTIFF HAROLD TURNER

By: /s/Justin Ross  
MORGAN & MORGAN, PA  
JUSTIN M. ROSS # 19571  
One Commerce Square, Ste. 2600  
Memphis, Tennessee 38103  
Phone: 901-217-7000  
Fax: 901-333-1871  
[jross@forthepeople.com](mailto:jross@forthepeople.com)

ATTORNEY FOR PLAINTIFF

DEFENDANTS MFC COMMUNICATIONS, MICHAEL CANNON, STEPHEN FARMER

By: /s/ James Simpson  
JAMES M. SIMPSON, #2006115  
ALLEN, SUMMERS, SIMPSON, LILLIE & GRESHAM, PLLC  
80 Monroe Avenue, Suite 650  
Memphis, Tennessee 38103  
Phone: 901-763-4200  
Fax: 901-684-1678  
[jsimpson@allensummers.com](mailto:jsimpson@allensummers.com)