

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

**SHELIA PIERCE**

**PLAINTIFF**

**VS.**

**NO. 3:17CV00280 JM**

**J.C. PENNEY CORPORATION, INC.,  
ROUSE MANAGEMENT COMPANY, LLC.,  
d/b/a MALL AT TURTLE CREEK, and  
JOHN DOE ENTITIES 1-3**

**DEFENDANTS**


**ORDER**

Pending is Plaintiff's motion to voluntarily non-suit without prejudice. (Docket # 19).

The motion is GRANTED. All claims and causes of action against these defendants are dismissed without prejudice. The Clerk is directed to close the case.

The Court notes that Plaintiff's right to re-file the case against these Defendants is subject to the provisions of Rule 41(d) of the Federal Rules of Civil Procedure. Under Rule 41(d), the Plaintiff may be ordered to pay any costs of this action which the Court deems appropriate upon filing the same claim against the same defendants.

IT IS SO ORDERED this 23<sup>rd</sup> day of October, 2018.

  
\_\_\_\_\_  
James M. Moody Jr.  
United States District Judge