

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

**DONOVAN FORD, CARRIE GALAN,
JAMES GILMER, JUDY MILLS, and
BILLIE J. NORRIS, and SHEILA ARNOLD**
on behalf of themselves and others similarly situated

PLAINTIFFS

v.

Case No. 4:08CV00509-BSM

**TOWNENDS OF ARKANSAS, INC.,
and TOWNSENDS, INC.**

DEFENDANTS

ORDER

Defendant Townsends, Inc. moves to dismiss the claims of Sheila Arnold and a putative class of persons in North Carolina (Doc. No. 108), arguing that this court lacks personal jurisdiction. In response (Doc. No. 119), Arnold agrees to dismiss her claims without prejudice. Townsends's motion to dismiss (Doc. No. 108) is therefore granted and the claims of Arnold and the putative class of persons in North Carolina are dismissed without prejudice.

The motion to dismiss Arnold's claims for failing to join an indispensable party (Doc. No. 106) is denied as moot.

IT IS SO ORDERED THIS 21st day of January, 2010


UNITED STATES DISTRICT JUDGE