

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

**CELLCO PARTNERSHIP and
ALLTEL CORPORATION
D/B/A VERIZON WIRELESS**

PLAINTIFFS

V.

4:09CV000928JMM

LEWIS E. LANGSTON

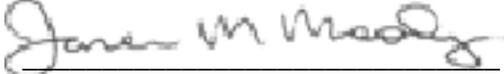
DEFENDANT

ORDER

Plaintiffs have filed a Motion for Voluntary Nonsuit. The Court finds that Plaintiffs' motion (Docket # 51) should be, and hereby is, GRANTED. The Court notes that Plaintiffs' right to re-file the case against this Defendant is subject to the provisions of Rule 41(d) of the Federal Rules of Civil Procedure. Under Rule 41(d), the Plaintiffs may be ordered to pay any costs of this action which the Court deems appropriate if Plaintiffs re-file the action against the Defendant.

The Motion for Voluntary Nonsuit (Docket # 51) is GRANTED. The Clerk is directed to close the case.

IT IS SO ORDERED this 28th day of April, 2010.



James M. Moody
United States District Judge