

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

MONTE CARLO AVIATION CORPORATION

PLAINTIFF

v.

No. 4:11CV00042 JLH

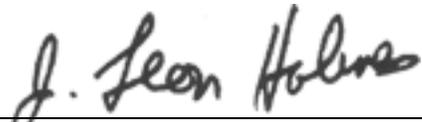
DASSAULT AVIATION S.A.; and
DASSAULT FALCON JET CORPORATION

DEFENDANTS

ORDER

Monte Carlo Aviation Corporation has moved to dismiss Dassault Falcon Jet Corporation without prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure. Rule 41(a)(1)(A) provides that a plaintiff may dismiss an action without a court order by filing a notice of dismissal before the opposing party serves either an answer or motion for summary judgment. Dassault Falcon Jet Corporation has not filed an answer and has not filed a motion for summary judgment, so Monte Carlo Aviation Corporation is entitled to dismiss Dassault Falcon Jet Corporation without prejudice. The motion is GRANTED. Document #19. Dassault Falcon Jet Corporation is hereby dismissed without prejudice.

IT IS SO ORDERED this 31st day of January, 2011.



J. LEON HOLMES
UNITED STATES DISTRICT JUDGE