

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

STEPHEN HEARN, on behalf of himself  
and all others similarly situated; et al.

PLAINTIFFS

v. NO. 4:11CV00474 JLH (LEAD)  
NO. 4:11CV00475 JLH  
NO. 4:11CV00476 JLH  
NO. 4:11CV00477 JLH

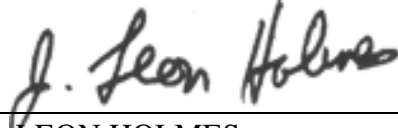
BHP BILLITON PETROLEUM (FAYETTEVILLE) LLC;  
CHESAPEAKE OPERATING, INC.; and  
DEEP SIX WATER DISPOSAL SERVICES, LLC

DEFENDANTS

**ORDER**

On May 31, 2012, the plaintiffs and Deep Six Water Disposal Services, LLC, filed a joint motion for voluntary dismissal of Deep Six. The motion stated that the other defendants could not agree to the motion at that time because they were evaluating and researching issues of joint and several liability. The time for responding to the motion to dismiss has expired, and no party has filed an objection. Therefore, without objection, the joint motion for voluntary dismissal is GRANTED. Document #66. Deep Six Water Disposal Services, LLC, is dismissed without prejudice. The motion for summary judgment filed by Deep Six is denied as moot. Document #61.

IT IS SO ORDERED this 25th day of June, 2012.

  
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J. LEON HOLMES  
UNITED STATES DISTRICT JUDGE