

IN THE UNITED STATES DISTRICT COURTS  
FOR THE EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION

CORY NIXON, RICKY EARLS,  
MICHAEL HEARING, BUD TRAMMELL,  
PAUL BAGGETT, CHARLES W. BISBEE,  
JAMES CONLEY, RUSS EVANS, ROBERT  
GRACIE, COY MOORE, DAVID OUTLAW,  
TERRY WINNINGHAM, and CARL OTWELL,  
EACH INDIVIDUALLY AND ON BEHALF  
OF OTHERS SIMILARLY SITUATED

PLAINTIFFS

v.

Case No. 4:11-cv-0578-KGB

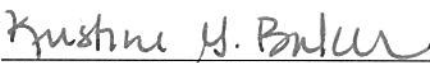
COSTNER EXCAVATING, INC.  
d/b/a COSTNER GAS AND OIL FIELD  
SERVICES, and RHETT COSTNER,  
Individually and as Owner/Manager of  
Costner Excavating, Inc.

DEFENDANTS

ORDER

Before the Court is separate plaintiff Bud Trammell's motion for voluntary dismissal (Dkt. No. 78). The time for responding to the motion has passed, and defendants have filed no response opposing the motion. Pursuant to Rule 41 of the Federal Rules of Civil Procedure, Mr. Trammell has a right to dismiss voluntarily his claim against defendants. For good cause shown, Mr. Trammell's motion is granted.

SO ORDERED this 18 day of October, 2012.

  
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KRISTINE G. BAKER  
UNITED STATES DISTRICT JUDGE