

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

CURTIS PINSON and CRISTI PINSON,  
Individually and as Husband and Wife

PLAINTIFFS

v.

Case No. 2:12-CV-02160

45 DEVELOPMENT, LLC; JEFF PALMER;  
JOHN ALFORD; CITI TRENDS, INC., d/b/a  
CITITRENDS

DEFENDANTS

BRANDRITE SIGN COMPANY, INC.

THIRD-PARTY DEFENDANT

**ORDER**

Currently before the Court is Plaintiffs' Motion to Dismiss (Doc. 58) Separate Defendants John Alford and Jeff Palmer. Plaintiffs request an order dismissing Defendants Alford and Palmer, without prejudice, from this action pursuant to Fed. R. Civ. P. 41(a)(2).

Defendants Alford and Palmer have not pled a counterclaim in this lawsuit and defense counsel has represented to the Court that they have no objection to their dismissal. Therefore, the Court finds that Plaintiffs' Motion to Dismiss (Doc. 58) should be and hereby is GRANTED, and all claims against Defendants Jeff Palmer and John Alford are DISMISSED WITHOUT PREJUDICE. The Clerk of Court is directed to terminate Jeff Palmer and John Alford as parties to this action.

IT IS SO ORDERED this 5th day of February, 2013.

*/s/ P. K. Holmes, III*

P.K. HOLMES, III  
CHIEF U. S. DISTRICT JUDGE