

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
TEXARKANA DIVISION

ASH GROVE CEMENT COMPANY

PLAINTIFF

V.

CASE NO. 4:10-CV-04069

MMR CONSTRUCTORS, INC.

DEFENDANT/COUNTER PLAINTIFF

V.

MICHAEL COMSTOCK; MICHAEL  
BOWLING; DAVID HUGHES;  
CONTRACTOR SALES & RENTALS  
OF TEXARKANA, LLC; and ALTON LOWREY

THIRD-PARTY DEFENDANTS

**ORDER**

Before the Court is the parties' Joint Motion to Dismiss. (ECF No. 261). The parties have reached a settlement, and therefore ask the Court to dismiss all claims in this case with prejudice. Upon consideration, the Court finds that the parties have shown good cause for the motion. Therefore, the parties' Joint Motion to Dismiss (ECF No. 261) should be and hereby is **GRANTED**. All claims in this case are **DISMISSED WITH PREJUDICE**. Each party is to bear its own attorney's fees and costs. The Court retains jurisdiction over the case to enforce the settlement agreement.

IT IS SO ORDERED, this 14th day of September, 2012.

/s/ Susan O. Hickey  
Hon. Susan O. Hickey  
United States District Judge