

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

J.D. & BILLY HINES TRUCKING, INC.

PLAINTIFF

vs.

Civil No. 4:15-cv-04011

HALE LAND & CATTLE COMPANY

DEFENDANT

ORDER

BEFORE the Court is Plaintiff's Motion for Partial Summary Judgment. ECF No. 22. The Parties have consented to the jurisdiction of a magistrate judge to conduct any and all proceedings in this case, including conducting the trial, ordering the entry of a final judgment, and conducting all post-judgment proceedings. ECF No. 17. Pursuant to this authority, the Court finds as follows:

On December 1, 2016, Plaintiff filed a Motion for Partial Summary Judgment. ECF No. 22. With this Motion, Plaintiff's seeks summary judgment against the counterclaim filed by Defendant. *Id.* On December 14, 2016, the parties entered into a Stipulation of Dismissal. ECF No. 27. With this Stipulation, Defendant agreed to dismiss the its Counterclaim. *Id.*

Based on the foregoing, Plaintiff's Motion for Partial Summary Judgment (ECF No. 22) is **DENIED as MOOT**, and Defendant's Counterclaim is hereby **DISMISSED**.

ENTERED this **19th day of December, 2016**.

/s/ Barry A. Bryant
HON. BARRY A. BRYANT
U.S. MAGISTRATE JUDGE