

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION**

WACHOVIA BANK, NATIONAL
ASSOCIATION,

Plaintiff,

vs.

CASE NO. 5:08-cv-128/RS/EMT

RCP No. 3, LLC; GEORGE F.
CHANDLER; and STEPHEN M.
HORNYAK,

Defendant.

ORDER

Before me is Plaintiff's Unopposed Motion to Voluntarily Dismiss Action (Doc. 36) and Plaintiff's Notice of Filing Certificate of Compliance (Doc 39).

IT IS ORDERED:

1. This case is **dismissed without prejudice**.
2. The clerk is directed to close the file.

ORDERED on April 5, 2010.

/S/ Richard Smoak

RICHARD SMOAK

UNITED STATES DISTRICT JUDGE