

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NO. 07-22388-CIV-SEITZ/O'SULLIVAN

EDILBERTO HERNANDEZ,  
and others similarly situated,

Plaintiffs,

v.

H.O.N. CONSTRUCTION COMPANY, INC.,  
DENIS A. LOPEZ, SHEAR CONSTRUCTION &  
DEVELOPMENT, and GARY SHEAR,

Defendants.

\_\_\_\_\_ /

**ORDER DISMISSING PARTIES**

THIS MATTER is before the Court on the Plaintiff's Notice of Voluntary Dismissal with Prejudice of Defendants Shear Construction and Development, Inc. and Gary Shear [DE-27].

Upon consideration, it is hereby

ORDERED that

- (1) Defendants Shear Construction and Development, Inc. and Gary Shear are DISMISSED with prejudice.
- (2) This case shall proceed against all other defendants.

DONE AND ORDERED in Miami, Florida, this 26<sup>th</sup> day of September, 2007.

  
 \_\_\_\_\_  
 PATRICIA A. SEITZ  
 UNITED STATES DISTRICT JUDGE

cc: All Counsel of Record