## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA AUGUSTA DIVISION

JACK H. AUSTIN, JR.,

Plaintiff/Counterclaim
Defendant,

v.

CV 116-176

UNITED STATES OF AMERICA,

Defendant/Counterclaim Plaintiff/Third-Party Plaintiff,

**v**.

HETAL P. THAKORE, and CARL HURD,

Third-Party Defendants.

ORDER

Before the Court is a motion by the United States to dismiss its claims against Defendant Carl Hurd pursuant to Federal Rule of Civil Procedure 41(a)(2). (Doc. 55.) Upon due consideration, the Court GRANTS the motion. Accordingly, this matter shall be DISMISSED WITHOUT PREJUDICE, and all of Defendant's pending motions are DENIED AS MOOT (docs. 21, 30, 31). The Clerk is instructed to CLOSE this case. Each party shall bear its own costs and fees.

ORDER ENTERED at Augusta, Georgia, this 23 day of

March, 2018.

J. RANDAL HALL, CHIEF JUDGE UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF GEORGIA