FILED U.S. DISTRICT COURT SAVANNAH DIV.

2012 DEC -5 1:00

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

EDNA ARMSTRONG, as Attorney in ) Fact for Thomas Flood; THOMAS ) FLOOD, ) Plaintiffs, ) V. ) OCWEN MORTGAGE COMPANY; ) OCWEN LOAN SERVICING COMPANY, ) LLC; OCWEN FINANCIAL ) CORPORATION; TAYLOR BEAN & ) WHITAKER MORTGAGE CORPORATION; ) XYZ CORPORATION; and THE ) FEDERAL HOME LOAN MORTGAGE ) CORPORATION, )

Defendants.

CASE NO. CV412-298

CLERN

ORDER

Before the Court is Plaintiffs' Notice of Dismissal. (Doc. 18.) Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), a plaintiff may dismiss an action by filing "a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment." Because Defendant has not filed an answer in this case, this action is **DISMISSED WITHOUT PREJUDICE**. The Clerk of Court is **DIRECTED** to close this case.

SO ORDERED this  $5 \frac{46}{\text{day of December 2012}}$ 

WILLIAM T. MOORE, JR. UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF GEORGIA