

FILED
U.S. DISTRICT COURT
SAVANNAH, GA.

2014 JAN 27 PM 2:12

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

CLERK
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Axis Construction Company,)
LLC,)
)
Plaintiff,)
)
v.)
)
International Fidelity)
Insurance Company,)
)
Defendant,)
)
Stephens Construction &)
Concrete, Inc.,)
)
)
Intervenor Defendant.)
)


CASE NO. CV413-003

O R D E R

Before the Court is the parties' Stipulation of Voluntary Dismissal With Prejudice. (Doc. 23.) Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), a plaintiff may dismiss an action by filing "a stipulation of dismissal signed by all parties who have appeared." As requested, Plaintiff's claims against Defendants are **DISMISSED WITH PREJUDICE**. Each party in this action shall bear its own costs and attorney fees. As a result of dismissal, Defendant International Fidelity Insurance Company's Motion to Stay (Doc. 17), and Defendant Stephens Construction & Concrete, Inc.'s Motion to Stay Litigation and

Compel Arbitration (Doc. 22) are both DISMISSED AS MOOT. The Clerk of Court is DIRECTED to close this case.

SO ORDERED this 27th day of January 2014.



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