

FILED
U.S. DISTRICT COURT
SAVANNAH DIV.
2015 NOV 10 AM 11:56

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

KEVIN L. BUTLER,)
)
 Plaintiff,)
)
 v.)
)
 MICKEY D. HOWE, Lazer)
 Transport, Inc. CEO, CFO,)
)
 Defendant.)
)
 _____)


CLERK ~~SO. DIST. OF GA.~~

CASE NO. CV415-157

O R D E R

Before the Court is Plaintiff Kevin L. Butler's Notice of Voluntary Dismissal Without Prejudice. (Doc. 3.) 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 filed neither an answer nor a motion for summary judgment in this case, Plaintiff's request is **GRANTED** and this action is **DISMISSED WITHOUT PREJUDICE** with each party to bear its own fees and costs. The Clerk of Court is **DIRECTED** to close this case.

SO ORDERED this 10th day of November 2015.


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