

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

BPI ENERGY, INC., et al.,

Plaintiffs,

v.

IEC (Montgomery), LLC, et al.,

Defendants.

Case No. 07-cv-186-DRH

JUDGMENT IN A CIVIL CASE

DECISION BY COURT. This matter is before the court for the purpose of docket control.

IT IS HEREBY ORDERED AND ADJUDGED that pursuant to the Order of this Court dated November 16, 2010, this case is **DISMISSED** with prejudice. Each party shall bear their own costs and fees (unless otherwise agreed to by the Parties).

**NANCY J. ROSENSTENGEL,
CLERK OF COURT**

**BY: /s/Sandy Pannier
Deputy Clerk**

Dated: November 18, 2010

David R. Herndon
 David R. Herndon
2010.11.18
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APPROVED:
CHIEF JUDGE
U. S. DISTRICT COURT