Sims v. Euclid-Hitachi et al Doc. 129

## UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ILLINOIS

DONALD SIMS,

Plaintiff,

v.

Case No. 09-cv-734-JPG-DGW

HITACHI CONSTRUCTION TRUCK MANUFACTURING, LTD.,

Defendant/Third-Party Plaintiff/Third-Party Counterdefendant,

v.

PEABODY MIDWEST MINING, LLC,

Third-Party Defendant/Third-Party Counterclaimant.

## **JUDGMENT IN A CIVIL CASE**

The Court having been advised by counsel for the parties that the above action has been settled;

IT IS ORDERED AND ADJUDGED that this case is dismissed with prejudice, without costs.

DATED: July 23, 2012

NANCY ROSENSTENGEL, Clerk of Court

BY:s/Deborah Agans, Deputy Clerk

APPROVED: <u>s/J. Phil Gilbert</u> J. PHIL GILBERT

U. S. DISTRICT JUDGE