

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

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| <b>THE ESTATE OF MARGARITE E.<br/>MARTIN, by EARNEST ECHOLES,<br/>EXECUTOR</b> | §<br>§<br>§<br>§<br>§<br>§<br>§ | <b>PLAINTIFFS</b>                          |
| <b>v.</b>  |                                 | <b>§ Civil Action No. 1:08cv157HSO-JMR</b> |
| <b>THE UNITED STATES OF AMERICA</b>  |                                 | <b>DEFENDANT</b>                           |

**FINAL JUDGMENT**

This matter came on to be heard on the Motion to Dismiss [25-1] filed by Defendant United States of America, on April 29, 2010. The Court, after a full review and consideration of the record, the submissions, the pleadings on file and the relevant legal authorities, finds that in accord with its Memorandum Opinion and Order entered herewith,

**IT IS, ORDERED AND ADJUDGED**, that judgment is hereby rendered in favor of Defendant United States of America, pursuant to FED. R. CIV. P. 12(b)(1). This Civil Action is hereby dismissed with prejudice, with each party to bear their respective costs. All remaining pending motions are hereby denied as moot.

**SO ORDERED AND ADJUDGED**, this the 23<sup>rd</sup> day of July, 2010.

*s/ Halil Suleyman Ozerden*

HALIL SULEYMAN OZERDEN  
UNITED STATES DISTRICT JUDGE