Hester et al v. Dell Inc. et al Doc. 79

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

WADE HESTER, DANA HESTER, and KAYLIN ELISE HESTER, A MINOR, BY AND THROUGH HER MOTHER AND NEXT FRIEND DANA HESTER

PLAINTIFFS

AMERICAN FAMILY HOME INSURANCE COMPANY

INTERVENING PLAINTIFF/CROSS-PLAINTIFF

VS.

CIVIL ACTION NO. 5:14cv116-DCB-MTP

DELL INC., SANYO NORTH AMERICA CORPORATION, and WAL-MART STORES EAST, LP, and SANYO ENERGY (SUZHOU) CO., LTD.

DEFENDANTS

AGREED ORDER OF DISMISSAL OF SANYO NORTH AMERICA CORPORATION WITHOUT PREJUDICE

The Court having been advised that all parties agree to the dismissal of all claims and causes of action asserted against SANYO North America Corporation in this case without prejudice, with each party to bear its own costs and attorneys' fees; and the Court, having found that the parties have reached this agreement, will dismiss SANYO North America Corporation. Further, there is no just reason to delay entry of this agreed order of dismissal without prejudice.

IT IS, THEREFORE, ORDERED AND ADJUDGED that all claims and causes of action asserted against SANYO North America Corporation in this civil action are fully and finally dismissed without prejudice, with each party to bear its own costs and attorneys' fees, and that there is no just reason to delay entry of this agreed order of dismissal without prejudice.

SO ORDERED AND ADJUDGED this the 17th day of June, 2015.

/s/ David Bramlette UNITED STATES DISTRICT COURT JUDGE

Prepared and Submitted by:

s/ Mark D. Jicka

Mark D. Jicka (MSB No. 8969) Caroline K. Ivanov (MSB No. 104215) Attorneys for Defendant SANYO North America Corporation

s/ Joe R. Norton, IV

Joe R. Norton, IV, Esq. William D. Boerner, Esq. Bradley R. Boerner, Esq. Attorneys for Plaintiffs

s/ Michael D. Tapscott

Michael D. Tapscott Attorney for Intervening Plaintiff/ Cross-Plaintiff American Family Home Insurance Company