

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ANDREA GORAL, Personal)
 Representative of the ESTATE OF)
 KRISTINE GRIFFING, deceased,)
)
 Plaintiff,)
)
 v.)
)
 OMRON STI MACHINE)
 SERVICES INC., MQ)
 AUTOMATION/MOSIER)
 DIVISION INDIANA, and EATON)
 CORPORATION,)
)
 Defendants.)

4:13CV3003

**MEMORANDUM
AND ORDER**

Because “the parties hereto successfully negotiated a mediated settlement agreement, obviating the need for summary judgment,” defendant MQ Automation/Mosier Division Indiana moves (Filing [64](#)) to withdraw its pending motion for summary judgment (Filing [61](#)) without prejudice to refile. I shall grant the defendant’s motion.

IT IS ORDERED:

1. The Motion to Withdraw Summary Judgment Motion (Filing [64](#)) filed by defendant MQ Automation/Mosier Division Indiana is granted;
2. The Motion for Summary Judgment (Filing [61](#)) filed by defendant MQ Automation/Mosier Division Indiana is denied as moot without prejudice to refile; and

3. To the extent all parties to this lawsuit have settled this action, the parties should notify the court pursuant to NECivR 41.1.

DATED this 10th day of March, 2014.

BY THE COURT:

Richard G. Kopf

Senior United States District Judge