## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

DONNA KING-ROYAL.

Plaintiff,

٧.

No. 1:09-CV-399 (FJS/DRH)

HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY,

Delendant.	

## JUDGMENT DISMISSING ACTION BY REASON OF SETTLEMENT

The Court has been advised by United States Magistrate Judge David R. Homer that the parties in the above-captioned case have reported to him that the case has been settled. Counsel has also advised Judge Homer that no infant or incompetent is a party to this action. Accordingly, pursuant to N.D.N.Y.L.R. 68.2(a), it is hereby

## **ORDERED** that:

- 1. The above-captioned case is hereby **DISMISSED** in its entirety **without prejudice** to re-opening upon the motion of any party within thirty (30) days of the date of the filing of this order upon a showing that the settlement was not consummated;
- 2. The dismissal of the above-captioned case shall become **with prejudice** on the thirty-first day after the date of the filing of this order <u>unless</u> any party moves to re-open this case within thirty (30) days of the date of the filing of this order upon a showing that the settlement was not consummated; and

3. The Clerk shall forthwith serve this Judgment upon the attorneys for the parties appearing in this action by electronic mail.

## IT IS SO ORDERED.

DATED: August 6, 2009

Syracuse, New York

Frederick J. Scullin. Jr.

Senior United States District Court Judge