

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

SMOOT HOLDINGS, LLC. and)
DAVID M. SMOOT III,)
)
Plaintiffs,)
)
v.)
)
)
CITY OF RALEIGH, FRANCIS)
P. RASPBERRY, JR., and THOMAS)
A. MCCORMICK,)
)
Defendants.)

JUDGMENT

No. 5:11-CV-521-D

Decision by Court.

IT IS ORDERED, ADJUDGED AND DECREED that Plaintiffs’ Motion for Voluntary Dismissal of Plaintiffs’ Claims Without Prejudice [D.E. 46] is GRANTED. The Court declines to exercise supplemental jurisdiction over Defendant City of Raleigh’s counterclaim.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **JANUARY 14, 2013**, WITH A COPY TO:

- Nathaniel Parker (via CM/ECF electronic notification)
- L. Neal Ellis, Jr. (via CM/ECF electronic notification)
- Dorothy K. Leapley (via CM/ECF electronic notification)
- Christopher J. Simmons (via CM/ECF electronic notification)
- Dan M. Hartzog (via CM/ECF electronic notification)
- Dan M. Hartzog, Jr. (via CM/ECF electronic notification)

January 14, 2013
Date

JULIE A. RICHARDS, Clerk
Eastern District of North Carolina

/s/Debby Sawyer
(By) Deputy Clerk

Raleigh, North Carolina