IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL NO. 1:08CV256

UNITED STATES OF AMERICA,

Plaintiff,

Vs.

PAUL L. McKEAN,

Defendant.

ORDER OF DISMISSAL

THIS MATTER is before the Court on the Government's motion to

dismiss without prejudice pursuant to Fed. R. Civ. P. 12. The Defendant

consents to the relief sought.

For the reasons stated in the motion and for cause shown,

IT IS, THEREFORE, ORDERED that the Government's motion is

ALLOWED, and this action is hereby **DISMISSED WITHOUT**

PREJUDICE.

Signed: November 3, 2008

Lacy H. Thornburg United States District Judge