THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION CIVIL CASE NO. 1:12-cv-00360-MR-DLH

RALPH O'NEIL STARNES, et al., ) Plaintiffs, ) vs. ) A.O. SMITH CORPORATION, et al., ) Defendants. )

<u>O R D E R</u>

THIS MATTER is before the Court on the parties' Joint Motion to

Dismiss Defendant Cyprus Amax Minerals Company [Doc. 337].

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

IT IS, THEREFORE, ORDERED that the Joint Motion [Doc. 337] is

GRANTED, and all of the Plaintiffs' claims against Defendant Cyprus Amax

Minerals Company are hereby **DISMISSED WITHOUT PREJUDICE**.

IT IS SO ORDERED.

Signed: March 28, 2014

Martin Reidinger United States District Judge