## THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION CIVIL CASE NO. 1:16-cv-00157-MR-DLH

HOWARD MILTON MOORE, JR. and LENA MOORE,	
Plaintiffs,	
VS.	<u>ORDER</u>
ALCATEL-LUCENT USA, INC., et al.,	
Defendants.	
	)

**THIS MATTER** is before the Court on the parties' Joint Motion to Dismiss [Doc. 134].

Upon review of the parties' motion,

IT IS, THEREFORE ORDERED that the parties' Joint Motion to Dismiss [Doc. 134] is **GRANTED**, and the Plaintiffs' claims against Defendant Phelps Dodge Industries, Inc. are hereby **DISMISSED WITHOUT PREJUDICE**.

IT IS SO ORDERED. Signed: March 24, 2017

Martin Reidinger
United States District Judge