

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:16-cv-00310-MR-DLH**

**ROBERT A. MULLINAX, Individually,)
as Executor of the Estate of Jack)
Junior Waugh, Deceased,)
)
Plaintiff,)
)
vs.)
)
**ADVANCE AUTO PARTS, INC., et al.,)
)
Defendants.)**
_____)**

ORDER

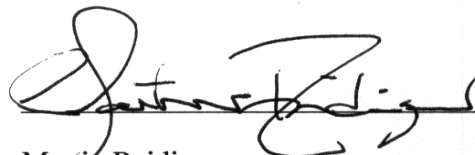
THIS MATTER is before the Court on the parties' Joint Motion to Dismiss [Doc. 258].

Upon review of the parties' motion,

IT IS, THEREFORE, ORDERED that the parties' Joint Motion to Dismiss [Doc. 258] is **GRANTED**, and all of the Plaintiff's claims against the Defendant Vanderbilt Materials, LLC (successor by merger to R.T. Vanderbilt Company, Inc. and incorrectly identified as successor in interest to International Talc Co.) are hereby **DISMISSED WITHOUT PREJUDICE**.

IT IS SO ORDERED.

Signed: January 30, 2018



Martin Reidinger
United States District Judge

