IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION Case No. 3:10-CV-00022

NEW NGC, INC.,

Plaintiff,

v.

ACE AMERICAN INSURANCE COMPANY, ET AL...

Defendants.

ORDER

Upon the Joint Motion of Plaintiff New NGC, Inc. ("NGC") and Defendant Liberty Insurance Underwriters Inc. ("Liberty") for Voluntary Dismissal of Liberty, without prejudice, and for good cause shown:

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT THE Joint Motion for entry of Order of Dismissal is **GRANTED**. All claims against Defendant Liberty are hereby dismissed, without prejudice.

Signed: April 21, 2011

Richard L. Voorhees United States District Judge