UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO WESTERN DIVISION AT DAYTON

VERNELL BURNEY, SR.,

Plaintiff,

Case No. 3:23-cv-376

VS.

EXCEL INC., doing business as DHL SUPPLY CHAIN, et al.,

District Judge Michael J. Newman Magistrate Judge Peter B. Silvain, Jr.

Defendants.

ORDER CONDITIONALLY DISMISSING THIS CASE

The Court, having been advised that the parties have settled this matter, **ORDERS** that this action is hereby **DISMISSED**, provided that any of the parties may, upon good cause shown within **forty-five (45) days**, reopen the action if settlement is not consummated.

IT IS SO ORDERED.

October 24, 2024 s/Michael J. Newman

Hon. Michael J. Newman United States District Judge