

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
SPARTANBURG DIVISION

|  |   |                                   |
|--|---|-----------------------------------|
| DIANE BURGESS,                         | ) |                                   |
|  | ) | C.A. No. 7:08-4043-HFF            |
| Plaintiff,                             | ) |                                   |
|  | ) | <b>ORDER GRANTING</b>             |
| v.                                     | ) | PARTIES' JOINT MOTION FOR         |
|  | ) | DISMISSAL, WITHOUT PREJUDICE, OF  |
| LIBERTY LIFE INSURANCE COMPANY         | ) | MICHELIN NORTH AMERICA AS A PARTY |
| OF BOSTON, AND MICHELIN NORTH          | ) | DEFENDANT                         |
| AMERICA                                | ) |                                   |
|  | ) |                                   |
| Defendants.                            | ) |                                   |
| <hr style="border: 2px solid black;"/> | ) |                                   |

This matter is before the Court on the motion of the Parties to dismiss Defendant Michelin North America as a party defendant, without prejudice. Having considered the motion and for good cause shown, it is ORDERED and ADJUDGED that:

1. The Parties' motion is GRANTED.
2. Defendant Michelin North America is hereby dismissed, without prejudice, from this matter.

**IT IS SO ORDERED.**

s/Henry F. Floyd  
Henry F. Floyd  
District Court Judge

Dated this 27th day of March, 2009  
Spartanburg, South Carolina