

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ACTUS, LLC,

Plaintiff,

v.

BANK OF AMERICA CORP., et al.

Defendants.

CIVIL ACTION NO. 2:09-cv-102-TJW

JURY TRIAL DEMANDED

ORDER

In consideration of Plaintiff Actus, LLC's Notice of Dismissal, the Court ORDERS that all claims asserted against Defendant AgileCo be dismissed without prejudice.

SO ORDERED.

SIGNED this 6th day of August, 2009.



T. JOHN WARD

UNITED STATES DISTRICT JUDGE