

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION

MAGNOLIA GROUP, LLC

PLAINTIFF/COUNTER-DEFENDANT

VERSUS

CIVIL ACTION NO. 1:13cv317HSO-RHW

O'DWYER REALTY, LLC; MARY BUNCH,
AN INDIVIDUAL; LNG INVESTMENTS, LLC;
LLOYD NICAUD, AN INDIVIDUAL; AND
GERALD RIGBY, AN INDIVIDUAL

DEFENDANTS/COUNTER-PLAINTIFFS

**AGREED ORDER DISMISSING LNG INVESTMENTS, LLC,
LLOYD NICAUD, INDIVIDUALLY; AND GERALD RIGBY, INDIVIDUALLY**

THIS CAUSE came before the Court on the Motion, *ore tenus*, of Plaintiff/Counter-Defendant, Magnolia Group, LLC, by and through counsel of record, and Defendants/Counter-Plaintiffs, LNG Investments, LLC; Gerald Rigby, an individual; and Lloyd Nicaud, an individual, by and through their counsel of record, to dismiss Defendants/Counter-Plaintiffs from the Complaint filed by Magnolia Group, LLC, and to dismiss the Counter-Claim filed by Defendants, pursuant to Federal Rule of Civil Procedure 41(a)(2). The Court finds that it has jurisdiction over the parties and the subject matter of this cause, and is advised by counsel for the above-named parties that these parties have settled the claims between them, and now ask the Court to dismiss Defendants LNG Investments, LLC; Lloyd Nicaud, an individual and Gerald Rigby, an individual, from the Complaint, and also to dismiss the Counter-Claim filed by LNG Investments, LLC, Lloyd Nicaud, an individual; and Gerald Rigby, an individual against Plaintiffs. The Court, being advised in the premises, finds that said Motion is well-taken and is granted.

IT IS, THEREFORE, ORDERED AND ADJUDGED, that LNG Investments, LLC; Lloyd Nicaud, an individual; and Gerald Rigby, an individual, are hereby dismissed as Defendants from this action with prejudice.

IT IS, FURTHER, ORDERED AND ADJUDGED, that the Counter-Complaint filed against Plaintiff/Counter-Defendant, Magnolia Group, LLC is hereby dismissed with prejudice.

IT IS, FURTHER ORDERED AND ADJUDGED, the case shall remain pending against the remaining Defendants.

SO ORDERED AND ADJUDGED, this the 27th day of January, 2014.

s/ Halil Suleyman Ozerden

HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE

Agreed:

/s/ Christopher M. Howdeshell

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