

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No.: 13-80947-CIV-MIDDLEBROOKS/BRANNON

DOREEN MCGINLEY, on behalf of herself and
all others similarly situated,

Plaintiffs,

vs.

WALGREEN CO.,

Defendant.

**ORDER ACCEPTING PLAINTIFFS' NOTICE OF DISMISSAL
WITHOUT PREJUDICE**

THIS CAUSE comes before the Court upon Notice by Doreen McGinley of Dismissal Without Prejudice (DE 9) ("Notice"), filed on October 28, 2013. I have reviewed the Plaintiff's Notice and I am otherwise fully advised in the premises. Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiffs may voluntarily dismiss this action by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment. *See Fed. R. Civ. P. 41(a)(1)(A)(i)*. Defendant has served neither filing. Accordingly, it is hereby

ORDERED AND ADJUDGED that Plaintiff's Notice (DE 9) is **ACCEPTED**.

It is further **ORDERED AND ADJUDGED** that:

1. This case is **DISMISSED WITHOUT PREJUDICE** against all Defendants;
2. All pending motions are **DENIED AS MOOT**; and
3. The Clerk of Court shall **CLOSE** this case.

DONE AND ORDERED in Chambers at West Palm Beach, Florida, this 30 day of
October, 2013.



DONALD M. MIDDLEBROOKS
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of Record