FILED U.S. DISTRICT COURT EASTERN DISTRICT OF LA

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LORETTA G. WHYTE

## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF LOUISIANA

CHAU VAN CONG ET AL. CIVIL ACTION

VERSUS NO. 99-663

CHARLES C. FOTI, JR. ET AL. SECTION "R" (2)

## **ORDER OF DISMISSAL**

The Court having been advised that the above action has been settled, and acting pursuant to 28 U.S.C. § 636(c);

IT IS ORDERED that this action is hereby dismissed without costs and without prejudice to the right, upon good cause shown within sixty days, to seek summary judgment enforcing the compromise or to reopen the action if settlement is not consummated. The Court approves the settlement, incorporates it into this dismissal order, and retains jurisdiction for enforcement purposes.

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The two cases tried with the captioned matter, <u>Robinson v. Foti</u>, Civil Action No. 99-3167-S(2), and <u>Miller v. Foti</u>, Civil Action No. 99-3257-R(2), remain under advisement.

New Orleans, Louisiana, this day of August, 2000.

JOSEPH C. WILKINSON, JR. UNITED STATES MAGISTRATE JUDGE