

IN THE CIRCUIT COURT OF HARRISON COUNTY, MISSISSIPPI
SECOND JUDICIAL DISTRICT

LEE PEARSON, Deceased, By and
Through his Executrix, Joyce C. Rogers

PLAINTIFF

VERSUS

CIVIL ACTION NO.: A-2402-04-143

BILOXI REGIONAL MEDICAL CENTER;
JOHN DOES 1-5; JANE DOES 1-5; AND
UNIDENTIFIED ENTITIES 1-5

DEFENDANTS

without prejudice
JUDGMENT OF DISMISSAL WITH PREJUDICE

THIS CAUSE, having come on for hearing before the Court upon the Motion of Defendant to Dismiss for Failure of Lee Pearson, Deceased, By and Through his Executrix, Joyce C. Rogers, to Prosecute, pursuant to Mississippi Rule of Civil Procedure 41(b), and the Court having considered the record, pleadings, and arguments of the parties and having considered the premises, finds the motion to be well taken and should be granted.

It is therefore,

ORDERED AND ADJUDGED that the Motion to Dismiss is hereby granted. It is further, ORDERED AND ADJUDGED that Defendant Biloxi Regional Medical Center is hereby dismissed from this matter and this case is dismissed *without prejudice* with prejudice, with each party to bear it's own costs.

SO ORDERED AND ADJUDGED, this the 13th day of February, 2009.


CIRCUIT COURT JUDGE

