

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

VIRGIE ARTHUR,

Plaintiff,

v.

HOWARD K. STERN, CBS STUDIOS
INC., and KPRC HOUSTON,

Defendants.

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CIVIL ACTION NO.: 4:07-cv-03742
Judge Lee Rosenthal

UNOPPOSED MOTION TO DISMISS WITH PREJUDICE

COMES NOW Plaintiff Virgie Arthur (“Plaintiff”) and files this Unopposed Motion to Dismiss with Prejudice, and in support thereof, respectfully shows the Court the following:

Plaintiff no longer desires to pursue, prosecute or continue her claims against Defendants Howard K. Stern and CBS Studios, Inc.¹ (“Defendants”) in the above-styled and numbered cause. Pursuant to Federal Rule of Civil Procedure 41, Plaintiff therefore requests that the Court dismiss all of her causes of action against Defendants with prejudice to the re-filing of same, with costs of Court taxed against the party incurring same.

Defendants are not opposed to this Motion.

WHEREFORE, PREMISES CONSIDERED, Plaintiff Virgie Arthur prays that the Court dismiss with prejudice all of her causes of action against Defendants and that costs of Court be taxed against the party incurring same.

¹ The Court previously dismissed Defendant KPRC Houston from this action in a Memorandum and Order signed on June 26, 2008.

Respectfully submitted,

By: *s/ Neil C. McCabe*

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**ATTORNEYS FOR PLAINTIFF
VIRGIE ARTHUR**

CERTIFICATE OF SERVICE

This is to certify that on the 28th day of January 2009, a true and correct copy of the foregoing *Unopposed Motion to Dismiss with Prejudice* was served upon the following as indicated below:

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s/ Neil C. McCabe

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