

**FILED**  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

**EOD** 3/25/03

**United States District Court**  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

MAR 24 2003

DAVID J. MALAND, CLERK  
BY Becca Ferrill  
DEPUTY

KENNETH SMITH §  
§  
V. §  
§  
LATTIMORE MATERIALS COMPANY §

CASE NO. 4:02CV27  
(Judge Bush)

**FINAL JUDGMENT**

This action came before the Court, and the issues having been duly considered and a decision having been duly rendered, it is

It is hereby **ORDERED** and **ADJUDGED** that plaintiff take nothing and that the action be dismissed on the merits.

It is further **ORDERED** and **ADJUDGED** that costs are to be paid by each side bearing same.

It is further **ORDERED** and **ADJUDGED** that all relief requested by either party not specifically granted herein is **DENIED**.

Signed this 24<sup>th</sup> day of March, 2003.

  
DON D. BUSH  
UNITED STATES MAGISTRATE JUDGE