

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

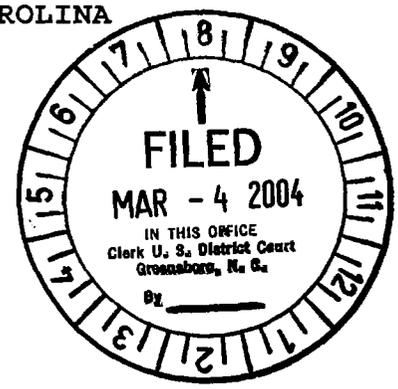
WS & W INTERNATIONAL ENTERPRISES, )  
INC., a North Carolina Corporation, )  
WINSTON SALEM MINORITY BUSINESS )  
ASSOCIATION, a North Carolina )  
Corporation, JOE KENNEDY and )  
ANGELA LITTLE, )

Plaintiffs, )

v. )

HOUSING AUTHORITY OF WINSTON-SALEM, )  
WILLIAM ANDREWS, CHAIRMAN OF THE )  
BOARD OF COMMISSIONERS OF THE )  
HOUSING AUTHORITY OF WINSTON SALEM, )  
in his official capacity, EARNEST )  
PITT, VICE CHAIRMAN OF THE BOARD )  
OF COMMISSIONERS OF THE HOUSING )  
AUTHORITY OF WINSTON-SALEM, in his )  
official capacity, LOUISE H. DAVIS, )  
MEMBER OF THE BOARD OF )  
COMMISSIONERS OF THE HOUSING )  
AUTHORITY OF WINSTON-SALEM, in her )  
official capacity, BARBARA G. )  
WHITE, MEMBER OF THE BOARD OF )  
COMMISSIONERS OF THE HOUSING )  
AUTHORITY OF WINSTON-SALEM, in her )  
official capacity, BRYAN RAINBOW, )  
MEMBER OF THE BOARD OF )  
COMMISSIONERS OF THE HOUSING )  
AUTHORITY OF WINSTON-SALEM, in his )  
official capacity, J. REID )  
LAWRENCE, EXECUTIVE DIRECTOR OF )  
THE HOUSING AUTHORITY OF )  
WINSTON-SALEM, in his official )  
capacity, AND EAGEN )  
ASSOCIATES, INC., a North )  
Carolina Corporation, n/k/a Old )  
Mill Development, L.L.C., a North )  
Carolina Limited Liability )  
Company, )

Defendants. )



1:00CV00390

J U D G M E N T

**Eliason, Magistrate Judge**

For the reasons set out in an Order filed contemporaneously with this Judgment,

**IT IS ORDERED AND ADJUDGED** that Eagen Associates, Inc. n/k/a/ Old Mill Development, L.L.C, be, and the same hereby is, dismissed from this case pursuant to Fed. R. Civ. P. 4(m) due to plaintiffs' failure to effect service within 120 days of the filing of their amended complaint.

**IT IS FURTHER ORDERED AND ADJUDGED** that the remaining defendants' motion to dismiss (docket no. 18) be, and the same hereby is granted, and that this action is dismissed in its entirety.

  
United States Magistrate Judge

March <sup>4<sup>th</sup></sup>, 2004