

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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NEWPAGE WISCONSIN SYSTEM INC. and  
NPWSI RETIREE HEALTH PLAN f/k/a  
THE SENA RETIREE HEALTH PLAN,

ORDER

10-cv-41-bbc

Plaintiffs,

v.

UNITED STEEL, PAPER & FORESTRY, RUBBER,  
MANUFACTURING, ENERGY, ALLIED INDUSTRIAL  
AND SERVICE WORKERS INTERNATIONAL UNION,  
AFL-CIO/CLC; WILLIAM CLENDENNING;  
LAWRENCE BIERSTAKER; BERNARD ROUSE;  
and GARY DOLLEVOET,

Defendants.

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A telephone status conference was held in this case on April 11, 2012. Plaintiffs participated by Jack Fuchs. Defendants participated by Marianne Robbins and William Payne. Counsel confirmed that because the proceedings in bankruptcy may dispose of this entire case, they have no objection to the case being dismissed without prejudice, subject to the condition that this order of dismissal may be vacated in the event that the bankruptcy proceeding is terminated without disposing of the rights of the parties in this case, or a

timely request is made by either party that this order to dismiss without prejudice be vacated, or for any other reason necessary to prevent manifest injustice. In the event that this order of dismissal is vacated, the parties shall have all such rights as if this case had not been dismissed.

ORDER

IT IS ORDERED that this case is DISMISSED without prejudice on the conditions set forth above.

Entered this 11th day of April, 2012.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge