

NICOLA FORMUSA, Appellant, v. ASARO VITO,  
ASSARO SALVATORE, and HON. JOSEPH P.  
FINDLEY, Sixth Judicial Circuit, Montserrado  
County, Appellees.

JUDGMENT WITHOUT OPINION ON MOTION TO WITHDRAW APPEAL.

Decided June 14, 1968.\*

*James G. Bull* for appellant. *S. Raymond Horace* for appellees.

At the call of the case for hearing, counsellor James G. Bull appeared for the appellant, and counsellor S. Raymond Horace appeared for the appellees. Thereafter, counsel for appellant submitted his notice of withdrawal of appellant's appeal taken from the ruling of Mr. Justice Simpson. After considering the notice of withdrawal and the motion made pursuant thereto, it is hereby

### ADJUDGED

that the same is granted and the case ordered stricken from the docket of this Court, with costs against appellant.

And the clerk of this Court is hereby ordered to send a mandate to the lower court informing it of this judgment. And it is hereby so ordered.

\* The Chief Justice took no part in this decision.