

IN THE COURT OF APPEALS OF MARYLAND

No. 124

September Term, 2004

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CSX TRANSPORTATION, INC.

v.

DONALD E. MILLER

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Bell, C.J.  
Raker  
Wilner  
Cathell  
Harrell  
Battaglia  
Greene,

JJ.

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PER CURIAM ORDER

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Filed: June 7, 2005

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CSX TRANSPORTATION, INC.

v.

DONALD E. MILLER

\* In the  
\* Court of Appeals  
\* of Maryland  
\* No. 124  
\* September Term, 2004

**PER CURIAM ORDER**

The petition for writ of certiorari in the above-entitled case having been granted and argued, it is this 7<sup>th</sup> day of June, 2005,

ORDERED, by the Court of Appeals of Maryland, that the writ of certiorari be, and it is hereby, dismissed with costs, the petition having been improvidently granted.

/s/ ROBERT M. BELL  
Chief Judge Bell