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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Capmark Finance, Inc., formerly known)
as GMAC Commercial Mortgage)
Corporation, a California corporation, as)
Special Servicer for LaSalle Bank)
National Association, as Trustee)
of the Morgan Stanley Capital Inc.)
Commercial Mortgage Pass-Through)
Certificates Series 2004-HQ3,)

Plaintiff,

v.

Sari Deihl,

Defendant.

No. CV 08-00468-PHX-SMM

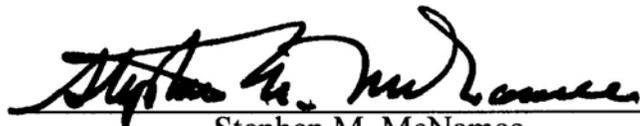
ORDER

Pursuant to the parties' stipulation (Doc. 23),

IT IS HEREBY ORDERED that this case is dismissed with prejudice, each party to bear its own fees, costs, and expenses.

IT IS FURTHER ORDERED that the Final Pre-Trial Conference scheduled for October 15, 2009 is **VACATED**.

DATED this 12th day of May, 2009.



Stephen M. McNamee
United States District Judge