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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

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9 Barry D. Suiter,

) No. CV-12-1595-PHX-SMM

10 Plaintiff,

11 vs.

) **ORDER**

12 Life Time Fitness, Inc.,

13 Defendant.

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15 Pending before the Court is the parties' Joint Stipulation for Dismissal With Prejudice.
16 (Doc. 52.)

17 Accordingly,

18 **IT IS HEREBY ORDERED DISMISSING WITH PREJUDICE** any and all
19 claims with all parties to bear their respective costs and attorney's fees.

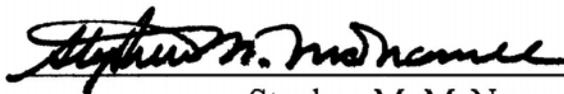
20 **IT IS FURTHER ORDERED VACATING** the status hearing set for **Wednesday,**
21 **November 6, 2013 at 3:00 p.m.**

22 **IT IS FURTHER ORDERED denying as moot** Defendant's motion for summary
23 judgment. (Doc. 46.)

24 DATED this 4th day of October, 2013.

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Stephen M. McNamee
Senior United States District Judge

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