

1 **WO**

2

3

4

5

6

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

7

8

9

Rafael Carrisoza Rivera,

No. CV 07-8043-PCT-SMM (MHB)

10

Plaintiff,

ORDER

11

vs.

12

Darla Elliot, et al.,

13

Defendants.

14

15

16

The Court having received the Stipulation for Dismissal with Prejudice filed by the parties (Dkt. 74),

17

18

IT IS HEREBY ORDERED that the above-captioned action is dismissed with prejudice as to Defendants Marvin Jump, Sean Malone, and Jerry Soulvie, each party to bear its own costs and fees, including attorneys' fees.

19

20

21

IT IS FURTHER ORDERED that the pending Motion for Summary Judgment by Defendants Marvin Jump, Sean Malone, and Jerry Soulvie (Dkt. 71) is hereby **VACATED.**

22

23

24

DATED this 23rd day of October, 2008.

25

26

27



Stephen M. McNamee
United States District Judge

28