24

25 26

27

28

Defendants.

AND RELATED CROSS-ACTION.

(Nominal Defendant),

Limited Liability Company, and VEROS

REAL ESTATE SOLUTIONS, LLC, a Delaware Limited Liability Company

Having considered the parties' Joint Stipulation for Dismissal of Action With Prejudice Pursuant to Federal Rule of Civil Procedure 41, including the parties representation therein that the settlement is fair and reasonable to Veros RES and that no further notice of the settlement is required, IT IS HEREBY ORDERED, for good cause shown, that this action, including all claims raised in the complaint and the related counterclaim, is dismissed with prejudice, and each party shall bear its own attorneys' fees and costs.

THE HONORABLE JAMES V. SELNA

UNITED STATES DISTRICT JUDGE

IT IS SO ORDERED.

Date: November 07, 2008

100539778\_1.DOC

Gibson, Dunn &