



1 before a responsive pleading is served. Any other dismissal may only be made upon a request of the  
2 parties to the court, and “on terms that the court considers proper.” Fed. R. Civ. P. 41(a)(2). Because  
3 the parties previously discussed the cross-claims during a status conference with the Court, the Court  
4 finds the dismissal of the claims requested by Soest are appropriate.

5 Accordingly, **IT IS HEREBY ORDERED:**

- 6 1. The Order to Show Cause dated June 8, 2016 (Doc. 65) is **DISCHARGED**;
- 7 2. Defendant Ernset Dean Soest’s motion to dismiss (Doc. 66) is **GRANTED**;
- 8 3. The cross-claims against Kenneth Donald Munn are **DISMISSED WITH**  
9 **PREJUDICE**; and
- 10 4. The cross-claims against Air Bravo Cargo are **DISMISSED WITHOUT PREJUDICE**.

11  
12 IT IS SO ORDERED.

13 Dated: June 28, 2016

/s/ Jennifer L. Thurston  
14 UNITED STATES MAGISTRATE JUDGE