

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

Civil Case No. 06-cv-02263-LTB-BNB

DAVID BLACH d/b/a DAVID BLACH FARMS,

Plaintiff,

v.

MARK RAY, individually and d/b/a SOURCE OF CHAMPIONS;  
BERWICK BLACK CATTLE COMPANY, an Illinois corporation;  
THROGMARTIN CATTLE COMPANY, LLC, a Florida limited liability company,  
RONALD THROGMARTIN; and  
THROGMARTIN REALTY & DEVELOPMENT, INC., a Florida corporation,

Defendants.

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**ORDER**

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THIS MATTER having come before the Court on the Plaintiff's Unopposed Motion to Dismiss Claims Against Mark Ray, Berwick Black Cattle Company and Throgmartin Realty & Development, Inc. With Prejudice (Doc 71 - filed February 5, 2008), and the Court being fully advised in the premises, it is therefore

ORDERED that this matter shall be **DISMISSED WITH PREJUDICE as to Defendants Mark Ray, Berwick Black Cattle Company, and Throgmartin Realty & Development**, each party to pay their own fees and costs. The matter will continue against Defendants Ronald Throgmartin and Throgmartin Cattle Company, LLC.

BY THE COURT:

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s/Lewis T. Babcock  
Lewis T. Babcock, Judge

DATED: February 6, 2008