

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Philip A. Brimmer

Civil Action No. 08-cv-00273-PAB-KLM

INNOVATIER, INC.,

Plaintiff/Counterclaim Defendant,

v.

CARDXX, INC.,

Defendant/Counterclaimant,

v.

ROBERT SINGLETON,

Counterclaim Defendant.

ORDER

This matter comes before the Court on the Stipulated Notice of Dismissal of CardXX's Ninth Counterclaim for Patent Infringement Pursuant to Federal Rule of Civil Procedure 41(a) and (c) [Docket No. 264]. It is

ORDERED that CardXX's Ninth Counterclaim against plaintiff/counterclaim defendant Innovatier, Inc. is dismissed with prejudice, with each party to bear its own attorneys' fees and costs.

DATED January 27, 2011.

BY THE COURT:

s/Philip A. Brimmer
PHILIP A. BRIMMER
United States District Judge