

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

Civil Action No. 08-cv-00491-PAB-MEH

AMY BULLOCK, as an individual, as the next of kin and personal representative of JEFFREY BULLOCK, deceased, and as parent and next friend of ADAM BULLOCK, CHELSEA BULLOCK, and MELISSA BULLOCK,

Plaintiff,

and

DOMINO'S PIZZA, LLC,

Plaintiff-Intervenor,

v.

FREIGHTLINER, LLC,

a limited liability company and a division of Daimler Trucks North America, LLC, and PENSKE TRUCK LEASING COMPANY, L.P., a limited partnership,

Defendants.

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**ORDER OF DISMISSAL WITHOUT PREJUDICE  
AS TO PLAINTIFF-INTERVENOR DOMINO'S PIZZA, LLC AND  
DEFENDANT PENSKE TRUCK LEASING COMPANY, L.P.**

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THIS MATTER comes before the Court upon the parties' Joint Motion for Dismissal Without Prejudice [Docket No. 60]. The Court has reviewed the pleading and is fully advised in the premises. It is

**ORDERED** that the motion for dismissal [Docket No. 60] is granted. It is further

**ORDERED** that, pursuant to Fed. R. Civ. P. 41(a), all claims asserted in this matter by plaintiff-intervenor Domino's Pizza LLC against defendant Penske Truck

Leasing Co., L.P., and the Counterclaim asserted by Penske Truck Leasing Co., L.P. against Domino's Pizza, LLC are dismissed without prejudice, with each party to bear its own attorneys' fees and costs.

DATED February 12, 2009.

BY THE COURT:

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