

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Chief Judge Wiley Y. Daniel

Civil Action No. 08-cv-01997-WYD-CBS

MONICA ARIOWITSCH, a natural person;
NANCY SMITH, a natural person;
CRAIG C. NELSON, a natural person;
HAROLD NELSON, a natural person;
SUSAN NELSON, a natural person;
PAT HUEY, a natural person;
JODEY HUEY, a natural person;
RICHARD DEEM, a natural person;
CINDY LAWRENCE, a natural person;
WILLIAM H. SIMMONS, a natural person;
DAVID GORDON, a natural person;
SHARON GORDON, a natural person;
SUZANNE CHARA, a natural person; and
ANTHONY CHARA, a natural person.

Plaintiffs,

v.

RMT COTTAGES, LLC, a Tennessee Limited Liability Company;
RPL PROPERTIES, LLC, a Tennessee Limited Liability Company;
RARITY COMMUNITIES, INC., a Tennessee Corporation;
MICHAEL L. ROSS, a natural person; and
DAVID H. ROOS, a natural person,

Defendants.

ORDER OF DISMISSAL

This matter comes before the Court on the Stipulation for Dismissal With Prejudice (as to Defendants RMT Cottages, LLC; RPL Properties, LLC; Rarity Communities, Inc.; and Michael L. Ross), filed January 26, 2010 [#118]. In the Stipulation, the parties state that they stipulate and agree to a full dismissal with

prejudice of all claims which were raised or which could have been raised between Plaintiff and all the remaining Defendants in this case. Upon review of the Stipulation and the file herein, it is hereby

ORDERED that this case is **DISMISSED WITH PREJUDICE**, each party to bear his, her or its own court costs, mediation fees, and attorney fees.

January 26, 2010

BY THE COURT:

s/ Wiley Y. Daniel
WILEY Y. DANIEL,
CHIEF UNITED STATES DISTRICT JUDGE