

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

Civil Action No. 08-cv-02568-PAB-BNB

UNITED STATES OF AMERICA,

Plaintiff,

v.

GUNNISON ALPINE CONTRACTORS, INC.,  
JAMES L. COLEMAN,  
DONNA P. COLEMAN,  
GUNNISON SAVINGS & LOAN,  
CAPITAL ONE BANK, and  
STATE OF COLORADO, DEPARTMENT OF REVENUE,

Defendants.

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**ORDER OF DISMISSAL WITHOUT PREJUDICE  
AS TO DEFENDANT GUNNISON SAVINGS & LOAN**

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THIS MATTER comes before the Court upon the Joint Motion and Stipulation to Dismiss Gunnison Savings & Loan [Docket No. 39]. The Court has reviewed the pleading and is fully advised in the premises. It is

**ORDERED** that the motion [Docket No. 39] is granted. It is further

**ORDERED** that, pursuant to Fed. R. Civ. P. 41(a), all claims asserted in this matter against defendant Gunnison Savings & Loan are dismissed without prejudice, with each party to bear its own attorneys' fees and costs.

DATED May 26, 2009.

BY THE COURT:

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