IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO Senior Judge Walker D. Miller

Civil Action No. 09-cv-00882-WDM-CBS

FURLONG ENTERPRISES, LLC., et al.,

Plaintiffs,

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JACK NICKERSON, and CITY OF CORTEZ,

Defendants.

NOTICE OF DISMISSAL OF MESA SANDSTONE'S CLAIMS ONLY

The court takes judicial notice that the parties have filed a Stipulation for

Dismissal of all claims asserted by Mesa Sandstone LLC in accordance with Fed. R.

Civ. P. 41(a)(1)(ii). Accordingly, Mesa Sandstone's claims are dismissed with prejudice,

each party to pay his or its own costs and attorneys' fees.

DATED at Denver, Colorado, on June 16, 2010.

BY THE COURT ..

s/ Walker D. Miller United States Senior District Judge