

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Senior Judge Zita Leeson Weinshienk

Civil Action No. 09-cv-01031-ZLW-CBS

ESTATE OF ROSEMARY BERRY, deceased,
by THERESA BIRD, as personal representative of the ESTATE
OF ROSEMARY BERRY,

Plaintiff,

v.

RALPH JAMES BERRY, JR;
AGILENT TECHNOLOGIES, INC., a Colorado foreign corporation; and
FIDELITY INVESTMENTS INSTITUTIONAL OPERATIONS COMPANY, INC.,
a Massachusetts corporation,

Defendants.

ORDER

This matter comes before the Court upon the Plaintiff's Unopposed Motion to Dismiss Plaintiff's Claims Against Defendant Agilent Technologies, Inc. with prejudice.

The Court, having reviewed the Motion and being fully advised in the premises,

ORDERS that the Motion is GRANTED. The Plaintiff's claims against Defendant Agilent Technologies, Inc. Are dismissed with prejudice. Plaintiff and Agilent will each pay its own costs and attorneys' fees.

DATED at Denver, Colorado, this 12th day of April, 2010.

BY THE COURT:

A handwritten signature in blue ink that reads "Zita Leeson Weinsienk". The signature is written in a cursive style with a light blue background behind it.

ZITA LEESON WEINSHIENK, Senior Judge
United States District Court