

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Robert E. Blackburn**

Civil Case No. 09-cv-01301-REB-MJW

CASUAL DINING DEVELOPMENT, INC., a Wisconsin corporation,

Plaintiff,

v.

QFA ROYALTIES, LLC, a Delaware limited liability company authorized to do business
in the State of Colorado,

Defendant.

ORDER OF DISMISSAL

Blackburn, J.

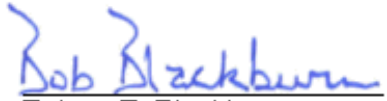
The matter before me is the **Stipulation of Dismissal Without Prejudice** [#42] filed January 8, 2010. After careful review of the stipulation and the file, I conclude that the stipulation should be approved and that this action should be dismissed without prejudice.

THEREFORE, IT IS ORDERED as follows:

1. That the **Stipulation of Dismissal Without Prejudice** [#42] filed January 8, 2010, is **APPROVED**;
2. That the defendant's **Motion to Dismiss First Amended Complaint** [#33] filed October 19, 2009, is **DENIED WITHOUT PREJUDICE AS MOOT**;
3. That the Trial Preparation Conference set for July 16, 2010, is **VACATED**;
4. That the bench trial set to commence July 19, 2010, is **VACATED**; and
5. That this action is **DISMISSED WITHOUT PREJUDICE**.

Dated January 11, 2010, at Denver, Colorado.

BY THE COURT:

A handwritten signature in blue ink that reads "Bob Blackburn". The signature is written in a cursive style with a large initial "B".

Robert E. Blackburn
United States District Judge