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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO Senior District Judge Richard P. Matsch

Civil Action No. 09-cv-01323-RPM

MICHELLE ROBERTS, individually and as natural mother to Cody and Collin Roberts, JANICE NILES, CODY ROBERTS, a minor, and COLLIN ROBERTS, a minor,

Plaintiffs,

v.

DANNY SPROUSE and WAGNER'S, LLC, a Delaware limited liability company,

Defendants.

ORDER DISMISSING PLAINTIFF COLLIN ROBERTS

Pursuant to the Stipulated Notice of Dismissal of Plaintiff Collin Roberts, filed August 27, 2010 [32], it is

ORDERED that plaintiff Collin Roberts is dismissed pursuant to Fed.R.Civ.P. 41(a), with each party to bear its own costs and fees.

Dated: August 30th, 2010

BY THE COURT:

s/Richard P. Matsch

Richard P. Matsch, Senior District Judge