

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

Civil Case No. 09-cv-01829-REB-CBS

HOME DESIGN SERVICES, INC.,

Plaintiff,

v.

HARDIN LUMBER, f/k/a BIG CREEK CONSTRUCTION SERVICES, LLC,
WILLIAM R. HARDIN,
DESIREE A. HARDIN, and
RON SMITH,

Defendants.

ORDER OF DISMISSAL

Blackburn, J.


The matter before me is the **Notice of Voluntary Dismissal with Prejudice** [#9], filed October 9, 2009. After careful review of the stipulation and the file, I conclude that the notice should be approved and that this action should be dismissed with prejudice.

THEREFORE, IT IS ORDERED as follows:

1. That the **Notice of Voluntary Dismissal with Prejudice** [#9], filed October 9, 2009, is **APPROVED**; and
2. That this action is **DISMISSED WITH PREJUDICE** with the parties to pay their own attorney fees and costs.

Dated October 13, 2009, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge