

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action No. 09-cv-02466-RPM-BNB

JOHN CHALUPA,

Plaintiff,

v.

LAW OFFICES OF MITCHELL N. KAY, P.C., a New York professional corporation,

Defendant.

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**ORDER DISMISSING CASE WITH PREJUDICE**

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THE COURT having reviewed the Stipulation of Dismissal with Prejudice pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii) and being fully advised in the premises, DOES HEREBY ORDER that this case is Dismissed with Prejudice, with each party to pay his or its own attorney's fees and costs.

DATED: February 10<sup>th</sup>, 2010

BY THE COURT:

s/Richard P. Matsch

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Richard P. Matsch, Senior Judge