

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Philip A. Brimmer**

Civil Action No. 09-cv-02810-PAB-CBS

GARY LEE HERMAN and
JOYCE HERMAN,

Plaintiffs,

v.

FEDERAL DEPOSIT INSURANCE CORPORATION, a federally chartered corporation, in its corporate capacity and as receiver of NEW FRONTIER BANK, a closed Colorado state commercial bank in receivership, and MIDWEST BANK, a Minnesota chartered state bank,

Defendants.

ORDER OF DISMISSAL WITH PREJUDICE

THIS MATTER comes before the Court upon the Stipulated Motion to Dismiss All Claims With Prejudice [Docket No. 14]. The Court has reviewed the pleading and is fully advised in the premises. It is

ORDERED that the Stipulated Motion to Dismiss All Claims With Prejudice [Docket No. 14] is GRANTED. It is further

ORDERED that, pursuant to Fed. R. Civ. P. 41(a), this matter, and all claims asserted therein, is dismissed with prejudice, with each party to bear its own attorneys' fees and costs.

DATED March 31, 2010.

BY THE COURT:

s/Philip A. Brimmer _____
PHILIP A. BRIMMER
United States District Judge