

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

Civil Case No. 09-cv-02952-REB-KMT

DARLENE J. MCCALMONT, and
D. THOMPSON MCCALMONT,
individual residents of California,

Plaintiffs,

v.

REAL GOODS SOLAR, INC., a Colorado corporation,

Defendant

and

REAL GOODS SOLAR, INC.,

Counterclaimant,

v.

D. THOMPSON McCALMONT, and
DARLENE J. McCALMONT,

Counterclaim Defendants.

ORDER OF DISMISSAL

Blackburn, J.

The matter before me is the **Stipulated Motion of Dismissal** [#70] filed December 1, 2010. After reviewing the motion and the file, I conclude that the motion should be granted and that this action should be dismissed with prejudice.

THEREFORE, IT IS ORDERED as follows:

1. That the **Stipulated Motion of Dismissal** [#70] filed December 1, 2010, is

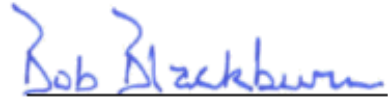
GRANTED;

2. That the Trial Preparation Conference set for March 11, 2011, is **VACATED;**

3. That the jury trial set to commence March 28, 2011, is **VACATED**;
4. That any pending motion is **DENIED** as moot; and
5. That this action is **DISMISSED WITH PREJUDICE** with the parties to pay their own attorney fees and costs.

Dated December 2, 2010, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge