IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO Judge Christine M. Arguello

Civil Action No. 10-cv-00147-CMA-KMT

TDP, INC., d/b/a TECHNOLOGY DRIVEN PRODUCTS, INC., a Colorado corporation,

Plaintiff,

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MARIAH POWER INC., a Delaware corporation,

Defendant.

ORDER GRANTING STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE

Pursuant to F.R.C.P 41(a), the Court, having reviewed the Stipulated Motion for Dismissal with Prejudice (Doc. # 40), and being fully advised of the premises, hereby GRANTS the Motion. It is therefore

ORDERED that all claims by and between the Parties of Record shall be and are hereby dismissed with prejudice, each party to pay its own costs and fees.

DATED: December <u>08</u>, 2010

BY THE COURT:

CHRISTINE M. ARGUELLO United States District Judge

Christine Magnello