

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

Civil Case No. 10-cv-00501-REB-BNB

GARRISON PROPERTY AND CASUALTY INSURANCE COMPANY,

Plaintiff,

v.

JOSE MIGUEL BARCO, and
GINNY STEFANCIC,

Defendant.

**ORDER APPROVING STIPULATION OF DISMISSAL
AND FOR ENTRY OF JUDGMENT**

Blackburn, J.

The matter is before me on the **Stipulation To Dismiss Second and Third Counts of Complaint** [#36] filed January 14, 2011. After reviewing the stipulation and the file, I conclude that the stipulation should be approved and that Counts II and III of the plaintiff's **Complaint for Declaratory Judgment** [#1], filed March 3, 2010, should be dismissed with prejudice. In accordance with the parties' stipulation, both parties shall bear their own attorney fees and costs.

THEREFORE, IT IS ORDERED as follows:

1. That the **Stipulation To Dismiss Second and Third Counts of Complaint** [#36] filed January 14, 2011, is **APPROVED**;
2. That the Count II and Count III of plaintiff's **Complaint for Declaratory Judgment** [#1], filed March 3, 2010, are **DISMISSED WITH PREJUDICE**;

3. That the Trial Preparation Conference, currently set for **Friday, March 25, 2011**, at **3:00 p.m.**, as well as the trial, currently set to commence on **Monday, March 28, 2011**, are **VACATED**;

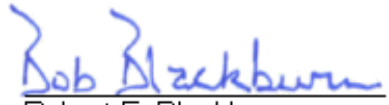
4. That judgment **SHALL ENTER** on behalf of plaintiff, Garrison Property and Casualty Insurance Company, and against defendants, Jose Miguel Barco and Ginny Stefancic, in accordance with my previous **Order Granting Plaintiff's Motion for Summary Judgment ¶ 2 at 5 [#35]**, filed January 3, 2011;

5. That costs are **DENIED** in accordance with the parties' stipulation regarding same; and

6. That this action is **DISMISSED WITH PREJUDICE**.

Dated January 14, 2011, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge