

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

Civil Case No. 10-cv-01849-REB-KMT

NATHAN F. GUY,
REBECCA GUY,
JILL KATZENBERGER,
CARL B. NIELSEN,
AMANDA L. AVRAM,
KRISTEN E. LABRADOR, and
BELINDA S. MARTIN,

Plaintiffs,

v.

USF REDDAWAY, INC., an Oregon corporation,

Defendant.

ORDER REMANDING CASE TO STATE COURT

Blackburn, J.

This matter is before me on plaintiffs' **Motion For Remand To State Court For Lack of Subject Matter Jurisdiction** [#12] filed August 31, 2010. Defendant filed its **Response To Motion For Remand To State Court For Lack of Subject Matter Jurisdiction** [#18] on September 16, 2010, opposing the motion for remand. On September 28, 2010, defendant filed **Defendant USF Reddaway, Inc.'s Notice of Withdrawal of Response To Motion To Remand To State Court For Lack of Subject Matter Jurisdiction** [#21]. In light of this notice, the motion for remand should be granted.

THEREFORE, IT IS ORDERED as follows:

1. That **Defendant USF Reddaway, Inc.'s Notice of Withdrawal of Response**

To Motion To Remand To State Court For Lack of Subject Matter Jurisdiction [#21] filed September 28, 2010, is **APPROVED**;

2. That defendant's **Response To Motion For Remand To State Court For Lack of Subject Matter Jurisdiction** [#18] filed September 16, 2010, is **WITHDRAWN**;

3. That plaintiffs' **Motion For Remand To State Court For Lack of Subject Matter Jurisdiction** [#12] filed August 31, 2010, is **GRANTED**;

4. That this action is **REMANDED** to the District Court for the City and County of Denver, Colorado (where it was filed originally as Case No. 2010CV5625); and

5. That any pending motion is **DENIED** as moot.

Dated September 28, 2010, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge