

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

Civil Case No. 10-cv-03106-REB-MJW

ROBERT RECORD,

Plaintiff,

v.

HEALTHONE OF DENVER, INC., a Tennessee corporation,
DENVER MID-TOWN SURGERY CENTER, LTD., a Colorado corporation,
COLORADO ANESTHESIA CONSULTANTS, P.C., a Colorado corporation, and
JOHN VALENTINE, M.D.

Defendants.

ORDER OF DISMISSAL

Blackburn, J.

The matter is before me on the **Stipulated Notice of Dismissal With Prejudice Pursuant To Fed. R. Civ. P. 41(a)(1)(A)(ii)** [#107]¹ filed October 7, 2011. After reviewing the notice and the file, I conclude that the notice should be approved and that this action should be dismissed with prejudice.

THEREFORE, IT IS ORDERED as follows:

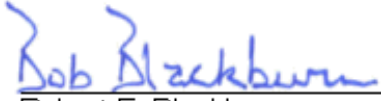
1. That the **Stipulated Notice of Dismissal With Prejudice Pursuant To Fed. R. Civ. P. 41(a)(1)(A)(ii)** [#107] filed October 7, 2011, is **APPROVED**;
2. That the Trial Preparation Conference set for February 17, 2012, is **VACATED**;
3. That the jury trial set to commence March 5, 2012, is **VACATED**; and

¹“[#107]” is an example of the convention I use to identify the docket number assigned to a specific paper by the court’s electronic case filing and management system (CM/ECF). I use this convention throughout this order.

4. That this action is **DISMISSED WITH PREJUDICE** with the parties to pay their own attorney fees and costs.

Dated October 11, 2011, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge