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

Civil Action No. 11-cv-00340-CMA-CBS

CAPITOL INDEMNITY CORPORATION,

Plaintiff,

٧.

AMERICAN FAMILY MUTUAL INSURANCE COMPANY,

Intervenor Plaintiff,

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LARRY HECKEL, HECDKEL CONSTRUCTION, LLC, and HARVEST GOLD VILLAGE HOMEOWNERS ASSOCIATION, INC.,

Defendants.

ORDER OF DISMISSAL WITH PREJUDICE

Pursuant to and in accordance with Fed. R. Civ. P. 41 and the Stipulation for Dismissal With Prejudice (Doc. # 33), signed by the attorneys for the parties hereto, IT IS ORDERED that this action is DISMISSED WITH PREJUDICE, each party to pay his or its own costs and attorney's fees.

DATED: October <u>11</u>, 2011

BY THE COURT:

CHRISTINE M. ARGUELLO United States District Court Judge