

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

Civil Case No.11-cv-00543-REB-CBS

TODD M. McCARTY, M.D.,

Plaintiff,

v.

DAVID DUNN,

Defendant.

ORDER OF DISMISSAL

Blackburn, J.

The matter is before me on the **Motion To Reopen This Action and Dismiss it With Prejudice** [#36]¹ filed November 14, 2012. After reviewing the motion and the record, I conclude that the motion should be granted, that this case should be reopened, and that this case should then be dismissed with prejudice.

THEREFORE, IT IS ORDERED as follows:

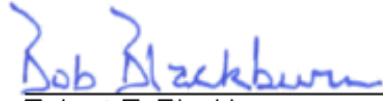
1. That the **Motion To Reopen This Action and Dismiss it With Prejudice** [#36] filed November 14, 2012, is **GRANTED**;
2. That under **D.C.COLO.LCivR 41.2**, the clerk is **DIRECTED** to reopen this civil action; and

¹ “[#36]” 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.

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

Dated November 14, 2012, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge