

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

Civil Case No. 11-cv-00555-REB-KLM

ELLIOT B. MAISEL,

Plaintiff,

v.

ERICKSON CONSTRUCTION, INC., a Colorado corporation,
RICKIE DEAN ERICKSON, individually,
CHARLES L. CUNNIFFE, individually, d/b/a Charles Cunniffe & Assoc, Architects,
ALPINE HEATING AND SHEET METAL, INC., a Colorado corporation,
COG PLUMBING & HEATING, INC., a Colorado corporation,
COLUMBINE INSULATING, INC., a Colorado corporation,
FRONTIER ENTERPRISES, LTD., d/b/a Frontier Structures, Inc., a Colorado
corporation,
JOHN'S CONSTRUCTION,
LOGARYTHMS, INC., a Colorado corporation,
PEAK SERVICE AND RENOVATION INC., d/b/a Peak Mechanical Services, Inc., a
Colorado corporation,
STEAMBOAT LANDSCAPING, INC., d/b/a Mountain West Environments, Inc., a
Colorado corporation,
TBW, INC., a Colorado corporation,
THE LOG CONNECTION, INC., a Colorado corporation,
TINMAN ROOFING AND HOME IMPROVEMENTS, INC., a Colorado corporation,
DAVID JOHNS, individually d/b/a Johns Construction, and
CROSS SEVEN, INC., a Colorado corporation,

Defendants.

**ORDER OF DISMISSAL AS TO DEFENDANTS TBW , INC., AND
LOGARYTHMS, INC., ONLY**

Blackburn, J.

The matter is before me on the **Plaintiff's Motion For Dismissal Without**

Prejudice [#47]¹ filed June 24, 2011. After reviewing the notice and the file, I conclude

¹“[#47]” 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.


that the notice should be granted and that plaintiff's claims against defendants, TBW, Inc., and Logarythms, Inc., should be dismissed without prejudice.

THEREFORE, IT IS ORDERED as follows:

1. That the **Plaintiff's Motion For Dismissal Without Prejudice** [#47] filed June 24, 2011, is **GRANTED**;
2. That plaintiff's claims against defendants, TBW, Inc., and Logarythms, Inc., are **DISMISSED WITHOUT PREJUDICE**; and
3. That defendants, TBW, Inc., and Logarythms, Inc., are **DROPPED** as named parties to this action, and the case caption is amended accordingly.

Dated June 27, 2011, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge