

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
**Chief Judge Wiley Y. Daniel**

Civil Action No. 11-cv-00612-WYD-KMT

TEXAS BEEF LTD., d/b/a TEXAS BEEF CATTLE CO.,

Plaintiff,

v.

McCLAVE STATE BANK,

Defendant.

---

Consolidated with

Civil Action No. 11-cv-00975-WYD-KMT

McCLAVE STATE BANK

Plaintiff,

v.

LYNN HART, a New Mexico resident; and  
TEXAS BEEF LTD., d/b/a TEXAS BEEF CATTLE CO., a Texas limited partnership,

Defendants.

---

**ORDER OF DISMISSAL**

---

THIS MATTER is before the Court on two motions: (1) Texas Beef's and McClave State Bank's Stipulated Motion for Dismissal with Prejudice (ECF No. 73) that seeks to dismiss Civil Action No. 11-cv-00612, and the Stipulated Motion for Dismissal filed by McClave State Bank and Lynn Hart (ECF No. 72) that seeks to dismiss Civil Action No. 11-cv-00975. The motions seek a dismissal of these consolidated cases

pursuant to a settlement that resolves the disputes between the parties. After a careful review of the motions, it is

ORDERED that Texas Beef's and McClave State Bank's Stipulated Motion for Dismissal with Prejudice (ECF No. 73) and the Stipulated Motion for Dismissal filed by McClave State Bank and Lynn Hart (ECF No. 72) are **GRANTED**. These two consolidated cases are **DISMISSED WITH PREJUDICE**, with the parties to bear their own costs and attorneys' fees.

Dated: October 21, 2011

BY THE COURT:

s/ Wiley Y. Daniel  
Wiley Y. Daniel  
Chief United States District Judge