

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

Civil Case No. 11-cv-01237-REB-DLW

VIESTI ASSOCIATES, INC.,

Plaintiff,

v.

THE MCGRAW-HILL COMPANIES, INC, and  
JOHN DOES 1 through 10,

Defendants.

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**ORDER OF DISMISSAL**

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**Blackburn, J.**

The matter is before the court on the **Joint Stipulation of Voluntary Dismissal Under FED. R. CIV. P. 41(a)(1)(A)(ii) [#136]**<sup>1</sup> filed August 24, 2012. After reviewing the stipulation and the record, I conclude that the stipulation should be approved and that this action should be dismissed with prejudice.

**THEREFORE, IT IS ORDERED** as follows:

1. That the **Joint Stipulation of Voluntary Dismissal Under FED. R. CIV. P. 41(a)(1)(A)(ii) [#136]** filed August 24, 2012, is **APPROVED**;
2. That the jury trial set to commence August 20, 2012, is **VACATED**;
3. That any pending motion is **DENIED** as moot; and

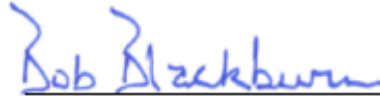
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<sup>1</sup> “[#136]” is an example of the convention I use to identify the docket number assigned to a specific paper by the court’s electronic case filing and management system (CM/ECF). I use this convention throughout this order.

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

Dated August 24, 2012, at Denver, Colorado.

**BY THE COURT:**



Robert E. Blackburn  
United States District Judge