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

Civil Action No. 11-cv-02986-CMA-MJW

KELLI GARCIA,

Plaintiff,

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ADVANCE STORES CO., INC., d/b/a ADVANCE AUTO PARTS,

Defendant.

ORDER OF DISMISSAL WITH PREJUDICE

Pursuant to and in accordance with Fed. R. Civ. P. 41(a)(1)(ii) and the Stipulated Motion to Dismiss With Prejudice (Doc. # 44) signed by the attorneys for the parties hereto, it is

ORDERED that this case is DISMISSED WITH PREJUDICE, each party to pay its own attorney fees and costs. It is

FURTHER ORDERED that the Final Trial Preparation Conference, set for March 29, 2013, and the five-day Jury Trial, set to commence April 15, 2013, are VACATED.

DATED: March <u>15</u>, 2013

BY THE COURT:

CHRISTINE M. ARGUELLO United States District Court Judge

Christine Magnello