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

Civil Action No. 12-cv-01146-CMA-BNB

FRANK PARKS,

Plaintiff,

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APOLLO CREDIT AGENCY, INC.,

Defendant.

ORDER OF DISMISSAL PURSUANT TO SETTLEMENT

This matter is before the Court on Plaintiff's Notice of Voluntary Dismissal (Doc.

9). Pursuant to settlement, this case is hereby DISMISSED WITHOUT PREJUDICE,

without costs to either party, and with leave for Plaintiff to seek reinstatement within

forty-five (45) days from the date of entry of this Order. It is

FURTHER ORDERED that If this case has not been reinstated within forty-five (45) days from the date of this Order, or a motion for reinstatement has not been filed by said date, then the dismissal of this case shall automatically convert from a dismissal without prejudice to a DISMISSAL WITH PREJUDICE.

DATED: July <u>31</u>, 2012

BY THE COURT:

Chusture Marguello

CHRISTINE M. ARGUELLO United States District Judge