

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

Civil Action No. 12-cv-01593-REB-KMT

VAN A. MARTIN and
ELIZABETH I. MARTIN,

Plaintiffs,

v.

HOME DEPOT U.S.A., INC.,

Defendant.

ORDER OF DISMISSAL

Blackburn, J.

The matter is before me on the **Stipulation For Dismissal With Prejudice** [#37]¹ filed March 13, 2013. After reviewing the stipulation and the record, I conclude that the stipulation should be approved and that this action should be dismissed without prejudice.

THEREFORE, IT IS ORDERED as follows:


1. That the **Stipulation For Dismissal With Prejudice** [#37] filed March 13, 2013, is **APPROVED**;
2. That the Final Pretrial Conference and Trial Preparation Conference set for September 20, 2013, are **VACATED**;
3. That the jury trial set to commence October 7, 2013, is **VACATED**; and

¹ “[#37]” 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 March 13, 2013, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge