

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

Civil Action No. 12-cv-01893-REB-KMT

KERRY EMMONS,

Plaintiff,

v.

OMS ASSOCIATES COLORADO, PC, d/b/a ASSOCIATES IN MAXILLOFACIAL &
ORAL SURGERY,

Defendant.

ORDER OF DISMISSAL

Blackburn, J.

The matter is before me on the **Stipulation of Dismissal With Prejudice** [#45]¹ filed May 10, 2013. After reviewing the stipulation and the record, I conclude that the stipulation should be approved and that this action should be dismissed with prejudice with each party to bear their own attorney fees and costs.

THEREFORE, IT IS ORDERED as follows:


1. That the **Stipulation of Dismissal With Prejudice** [#45] filed May 10, 2013, is **APPROVED**;
2. That the combined 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 “[#45]” 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 May 13, 2013, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge