THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO Senior District Judge Richard P. Matsch

Civil Action No. 13-cv-03347-RPM

ALL PHASE LANDSCAPE CONSTRUCTION, INC. a/k/a ALL PHASE LANDSCAPE,

Plaintiff,

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KIEWIT BUILDING GROUP, INC.; TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA,

Defendant.

ORDER DISMISSING CASE WITH PREJUDICE

Pursuant to the Stipulation for Dismissal with Prejudice, filed October 20, 2014, it

is

ORDERED that this civil action is dismissed with prejudice with each party to pay their own costs and attorney's fees.

Dated: October 20th, 2014

BY THE COURT:

s/Richard P. Matsch

Richard P. Matsch, Senior District Judge