

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

Civil Action No. 14-cv-00701-REB-KMT

LIBERTY INSURANCE CORPORATION, an Illinois corporation,

Plaintiff,

v.

MERCHANTS MORTGAGE & TRUST CORPORATION, LLC, a Colorado limited liability company d/b/a MERCHANTS MORTGAGE & TRUST CORPORATION,

Defendant.

ORDER OF DISMISSAL

Blackburn, J.

The matter is before me on the **Stipulation of Dismissal With Prejudice** [#65],¹ filed January 22, 2015. 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 the parties to pay their own attorney fees and costs.

THEREFORE, IT IS ORDERED as follows:

1. That the **Stipulation of Dismissal With Prejudice** [#65], filed January 22, 2015, is **APPROVED**;
2. That the Final Pretrial Conference and Trial Preparation Conference set June 6, 2015, at 10:00 a.m., and the trial set to commence on June 22, 2015, are **VACATED**;

¹ “[#65]” is an example of the convention I use to identify the docket number assigned to a specific paper by the court’s case management and electronic case filing system (CM/ECF). I use this convention throughout this order.

3. That all pending motions, including but not limited to (a) **Merchants**

Mortgage's Motion for Partial Summary Judgment for Declaration That Loss

Caused by Fire is Covered by Insurance [#43], filed August 29, 2014; and (b)

plaintiff's **Motion for Summary Judgment** [#45], filed August 29, 2014, are **DENIED**

AS MOOT; and

4. That this action is **DISMISSED WITH PREJUDICE** with the parties to pay their own attorney fees and costs.

Dated January 23, 2015, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge