

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

Civil Action No. 14-cv-00808-CMA-CBS (Consolidated for all purposes with  
Civil Action No. 14-cv-01025-CMA-CBS

BILLIE SPRAGUE,

Plaintiff,

v.

MICHAELS STORES, INC., a Delaware corporation, and  
THE GERSON COMPANY, a Missouri corporation,

Defendants.

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**ORDER REGARDING PLAINTIFF'S COUNTS FOR BREACH OF WARRANTIES**

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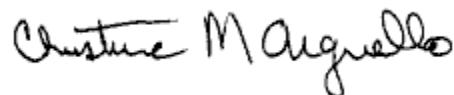
Pursuant to the parties' Joint Stipulation to Dismiss Plaintiff's Counts for Breach of Warranties (Doc. # 34), it is

ORDERED that Counts III and VII of these consolidated case are DISMISSED, each party to bear his or its own costs and attorney fees with respect to the counts for breach of warranties. Plaintiff's remaining counts in these consolidated cases shall remain pending. It is

FURTHER ORDERED that Defendants' Motion to Dismiss Plaintiff's Breach of Warranties Claim (Doc. # 32) is DENIED AS MOOT.

DATED: June 04, 2014

BY THE COURT:



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CHRISTINE M. ARGUELLO  
United States District Judge