

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

Civil Action No. 14-cv-01428-REB-MJW

JOSE MARTINEZ,

Plaintiff,

v.

FORDYCE AUTO CENTER, INC., and
GORDON FORDYCE

Defendants.

**ORDER OF DISMISSAL AS TO PLAINTIFF'S
FOURTH CLAIM FOR RELIEF FOR HARASSMENT, ONLY**

Blackburn, J.

The matter is before the court on **Plaintiff's Motion To Voluntarily Dismiss The Fourth Claim For Relief For Harassment** [#38]¹ filed September 8, 2014. After reviewing the motion and the record, the I conclude that the motion should be granted and that plaintiff's Fourth Claim for Relief for harassment should be dismissed.

THEREFORE, IT IS ORDERED as follows:

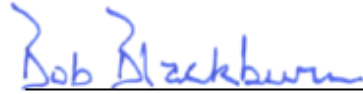
1. That **Plaintiff's Motion To Voluntarily Dismiss The Fourth Claim For Relief For Harassment** [#38] filed September 8, 2014, is **GRANTED**;
2. That plaintiff's Fourth Claim for Relief for harassment is **DISMISSED**; and
3. That the **Recommendation on Defendant Gordon Fordyce's Motion To Dismiss The Plaintiff's Claim of Harassment in Amended Complaint Pursuant to**

¹ "[#38]" 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.

F.R.C.P. [sic] 12(b)(6) (Docket No. 20) [#36] entered August 26, 2014, is **TERMINATED**
as moot.

Dated September 10, 2014, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge