UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

CASE NO. 1:15-cv-01390-JLK

KB HOME COLORADO INC., a Colorado corporation,

Plaintiff,

v.

CONTINENTAL WESTERN INSURANCE COMPANY; FIRST MERCURY INSURANCE COMPANY; and LIBERTY MUTUAL FIRE INSURANCE COMPANY,

Defendants.

ORDER ENTERING DISMISSAL WITH PREJUDICE OF ALL CLAIMS BY KB HOME COLORADO, INC. AGAINST FIRST MERCURY INSURANCE COMPANY AND LIBERTY MUTUAL FIRE INSURANCE COMPANY

The Court, having reviewed KB Home Colorado, Inc.'s Notice of Voluntary Dismissal of All Claims Against First Mercury Insurance Company and Liberty Mutual Fire Insurance Company With Prejudice, Pursuant to F.R.C.P. 41(a)(1); and being otherwise duly advised, hereby ORDERS that all claims by KB Home Colorado Inc. against the two remaining defendants in this action First Mercury Insurance Company and Liberty Mutual Fire Insurance Company are dismissed with prejudice. With this Order, this action is dismissed in its entirety.

DATED this 26th day of October, 2015.

BY THE COURT:

rohn L. Kane

John L. Kane Senior U.S. District Court Judge