## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

The Trustees of the Minnesota Cement Masons and Plasterers Fringe Benefit Funds,

Civil No. 07-3973 (RHK/RLE)

Plaintiffs,

vs.

Letourneau & Sons, Inc., a Minnesota corporation; and John E. Letourneau, Jr.,

ORDER FOR DISMISSAL WITH REGARD TO CO-DEFENDANT LETOURNEAU & SONS, INC., A MINNESOTA CORPORATION

Defendants.

Based upon the parties' Stipulation for Dismissal with regard to co-Defendant Letourneau & Sons, Inc. (Doc. No. 42), this matter is hereby **DISMISSED WITH PREJUDICE** and without costs with regard to Co-Defendant Letourneau & Sons, Inc., a Minnesota corporation.

## LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: September 22, 2008

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge