

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Kesha M. Tate,

Civil No. 08-4811 (RHK/JJK)

Plaintiff,

ORDER

v.

Unum Life Insurance Company of
America, a subsidiary of Unum Group
Corporation, a Delaware corporation,

Defendant.

Based upon the parties' Stipulation (Doc. No. 11), **IT IS ORDERED** that this matter is **DISMISSED WITH PREJUDICE** on the merits and without an award of costs or attorneys' fees to any party.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: January 28, 2009

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