

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

SHOODLEY LEE CHERICHEL,

Civil No. 09-0440 (JRT/RLE)

Petitioner,

v.

ORDER

SCOTT BANIECKE,

Respondent.

Kim Hunter, **KIM HUNTER & ASSOCIATES, PLLC**, 821 Raymond Avenue, Suite 305, St. Paul, MN 55114, for petitioner.

Friedrich Siekert, Assistant United States Attorney, **OFFICE OF THE UNITED STATES ATTORNEY**, 300 South Fourth Street, Suite 600, Minneapolis, MN 55415, for respondent.

This matter is before the Court on the Stipulation to Dismiss filed by the parties on February 16, 2010 [Docket No. 23].

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that this action is **DISMISSED WITHOUT PREJUDICE**, each party to bear its own attorney's fees, costs and disbursements.

LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: February 18, 2010
at Minneapolis, Minnesota.

s/ John R. Tunheim
JOHN R. TUNHEIM
United States District Judge