

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Dr. Lee D. Hudelson,

Civil No: 10-1007 (RHK/LIB)

Plaintiff,

ORDER FOR DISMISSAL

v.

Berkshire Life Insurance Company of
America,

Defendant.

Pursuant to the parties' Stipulation (Doc. No. 40), **IT IS ORDERED** that the above-captioned matter is **DISMISSED WITH PREJUDICE**, on the merits, and without an award of attorneys' fees or costs to any party.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: October 28, 2010

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