UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Brett Whitlock,

Plaintiff,

Civil No. 10-4479 (RHK/LIB)

FOURTH AMENDED ORDER OF DISMISSAL

v.

Janet Napolitano, Secretary, Department of Homeland Security, Customs and Border Protection Agency,

Defendant.

Having been advised that the above action has been settled, and the parties needing additional time to finalize a settlement agreement, **IT IS HEREBY ORDERED** that this action is dismissed with prejudice; the Court retains jurisdiction for an additional sixty (60) days to permit any party to move to reopen the action, for good cause shown, or to submit and file a stipulated form of final judgment, or to seek enforcement of the settlement terms.

Dated: November 15, 2011

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