IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| DAVID A. DYKE, |) |
|-------------------------|---------------|
| Plaintiff | ,) 8:04CV177 |
| V • |) |
| GARY'S IMPLEMENT, INC., |) ORDER |
| Defendant | ·)) |

This matter is before the Court on the stipulation for dismissal (Filing No. $\underline{84}$). Pursuant thereto,

IT IS ORDERED that the stipulation is approved and adopted; this action is dismissed, without prejudice, each party to pay its own costs.

DATED this 6th day of July, 2011.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court