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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA
FOR THE USE AND BENEFIT OF
MACO CONSTRUCTION
SERVICES, INC., an Arizona
corporation,

Plaintiff,

v.

PENICK NORDIC JV,
a California joint venture; and
WESTERN SURETY COMPANY,
a South Dakota corporation,

Defendants.

CASE NO: 2:17-cv-02165-APG-VCF

ORDER ON JOINT MOTION TO
DISMISS

Assigned to:
Hon. Andrew P. Gordon
Hon. Cam Ferenbach

Complaint Filed: August 11, 2017
Trial Date: Not Set

Upon consideration of the Parties' Joint Motion to Dismiss, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and good cause appearing therefore, IT IS ORDERED THAT the Parties' Joint Motion to Dismiss is GRANTED as follows:

- 1. Plaintiff MACO Construction Services, Inc.'s claims against defendants Penick Nordic JV and Western Surety Company are dismissed, with prejudice, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

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2. IT IS FURTHER ORDERED THAT this case is dismissed WITH PREJUDICE, each party to bear its own attorneys' fees and costs.

IT IS SO ORDERED:



UNITED STATES DISTRICT JUDGE

Dated: January 5, 2018.