

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
SOUTHWESTERN DIVISION**

Border Resources, Inc., David)	
Kenjalo, and Jeffrey Skaare,)	
)	
Plaintiffs,)	ORDER OF DISMISSAL
)	
vs.)	
)	Case No. 1:08-cv-086
Contex Energy Company,)	
)	
Defendant.)	

Before the Court is the plaintiffs' "Notice of Dismissal" filed on October 28, 2008. See Docket No. 5. The plaintiffs request a dismissal pursuant to Rule 41(a)(1)(A)(I) of the Federal Rules of Civil Procedure and do not request an award of costs or attorneys' fees. The Court **ADOPTS** the plaintiffs' notice and **ORDERS** that the action be dismissed with prejudice and without costs pursuant to Rule 41(a)(1)(A)(I) of the Federal Rules of Civil Procedure.

IT IS SO ORDERED.

Dated this 29th day of October, 2008.

/s/ Daniel L. Hovland

Daniel L. Hovland, Chief Judge
United States District Court