

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 26, 2019

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

WASHINGTON POTATO
COMPANY,

Plaintiff,

v.

J.R. SIMPLOT COMPANY,

Defendant.

NO: 4:17-CV-5032-RMP

ORDER OF DISMISSAL WITHOUT
PREJUDICE

BEFORE THE COURT is the parties' Joint Status Certificate, ECF No. 125, in which the parties stipulate to the dismissal of J.R. Simplot Company's ("Simplot's") counterclaims in this action. The parties further agree that "Simplot's voluntary dismissal of its counterclaims resolves all remaining claims and this case should be closed." ECF No. 125 at 2.

Having reviewed the Joint Status Certificate and the record, the Court finds good cause to grant dismissal. Accordingly, **IT IS HEREBY ORDERED:**

1. The parties' Joint Status Certificate, **ECF No. 125**, is **ACCEPTED**.

1 2. Defendant's counterclaims, **ECF No. 35**, are **dismissed without prejudice**
2 and without costs to any party.

3 3. All pending motions, if any, are **DENIED AS MOOT**.

4 4. All scheduled court hearings are **STRICKEN**.

5 **IT IS SO ORDERED**. The District Court Clerk is directed to enter this
6 Order, provide copies to counsel, and **close this case**.

7 **DATED** April 26, 2019.

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9 *s/ Rosanna Malouf Peterson*
10 ROSANNA MALOUF PETERSON
11 United States District Judge
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