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5  
6 **ORDER**

7 THIS MATTER having come before the Court by way of stipulation and agreement of the  
8 parties for an order dismissing Defendant Joy Global Underground Mining LLC only in the above-  
9 entitled cause with prejudice and without costs or fees to any party, and the Court being fully  
10 advised in the premises, NOW, THEREFORE,

11 IT IS ORDERED, that this cause be dismissed as to Defendant Joy Global Underground  
12 Mining LLC only with prejudice and without costs and/or attorney fees to any party. The Court  
13 STRIKES Defendant Joy Global Underground Mining LLC's Motion for Summary Judgment at  
14 Dkt. # 505.  
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16 DATED this 23rd day of October, 2024.  
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JOHN H. CHUN  
21 UNITED STATES DISTRICT JUDGE  
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