

January 28, 2009

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker
Clerk of Court

JANET REINHARDT,

Plaintiff - Appellant,

v.

ALBUQUERQUE PUBLIC SCHOOLS
BOARD OF EDUCATION,

Defendant - Appellee,

LINDA DUNSTAN; JANICE
QUINTANA; ISABEL TRUJILLO, in
their official and individual capacities,

Defendants.

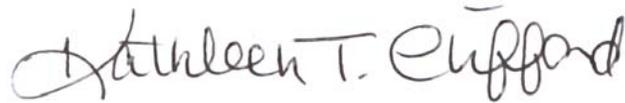
No. 09-2008
(D.C. No. 1:07-CV-00563-RHS-WDS)
(D. New Mexico)

ORDER

This appeal is before the court based on an unopposed motion by Appellee/Cross-Appellant/Defendant Albuquerque Public Schools Board of Education to “withdraw conditional cross appeal.” The court construes Defendant Albuquerque Public Schools Board of Education’s motion as one under Fed. R. App. P. 42(b) to voluntarily dismiss this appeal.

Upon consideration, the motion to voluntarily dismiss is **GRANTED**. This appeal is **DISMISSED**. The mandate shall issue forthwith.

Entered for the Court,
Elisabeth A. Shumaker, Clerk

A handwritten signature in black ink that reads "Kathleen T. Clifford". The signature is written in a cursive, flowing style.

Kathleen T. Clifford
Attorney - Deputy Clerk