

**FILED**  
**United States Court of Appeals**  
**Tenth Circuit**

**UNITED STATES COURT OF APPEALS**  
**FOR THE TENTH CIRCUIT**

**May 13, 2013**

**Elisabeth A. Shumaker**  
**Clerk of Court**

JASON SMITH,

Plaintiff - Appellant,

v.

WALTER T. MERRILL, P.C.,  
WALTER T. MERRILL, individually,

Defendants - Appellees.

No. 13-4042  
(D.C. No. 2:10-CV-00653-CW-DBP)

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**ORDER**

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The stipulation filed by the parties to dismiss the captioned appeal is granted.

Each party shall bear its own costs.

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk