## **UNITED STATES COURT OF APPEALS**

## FOR THE TENTH CIRCUIT

John Smith,

Plaintiff - Appellant,

v.

Jane Doe,

Defendant – Appellee.

## ORDER

In accordance with 10th Cir. R. 33.1 and upon consideration of the stipulation of the parties to voluntarily dismiss the captioned appeal, this appeal is dismissed. *See* Fed. R. App. P. 42(b)(1).

Each party will bear their own costs on appeal. A copy of this order will stand as the mandate of the court.

Entered for the Court

No.

(D.C. No.)

CHRISTOPHER M. WOLPERT, Clerk