

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

STIPULATION TO DISMISS

SAMPLE

Pursuant to discussions held under Tenth Circuit Rule 33.1, Federal Rule of Appellate Procedure 42(b), and the agreement of the parties, the undersigned hereby stipulate that the above appeal may be dismissed with prejudice. Each party shall bear their own costs on appeal.

s/ _____

Street Address:
Telephone Number:
Email Address:

s/ _____

Street Address:
Telephone Number:
Email Address:

CERTIFICATE OF DIGITAL SUBMISSION

In accordance with the court's CM/ECF User's Manual, I hereby certify that all required privacy redactions have been made. In addition, I certify that the hard copies of this pleading that may be required to be submitted to the court are exact copies of the ECF filing, and the ECF submission has been scanned for viruses with the most recent version of a commercial virus scanning program ([insert the name of the program, version, and the date of the most recent update](#)) and, according to the program, is free of viruses.

CERTIFICATE OF SERVICE

I hereby certify that on ([insert date](#)) 2011, a true and correct copy of the foregoing **Stipulation to Dismiss** was sent to the persons listed below in the manner indicated (check box):

- by U.S. mail;
- by third-party commercial carrier for delivery within 3 calendar days;
- by personal delivery, including delivery to a responsible person at the office of counsel;
- by digital submission via the 10th Circuit Court's ECF program.

s/ _____

Signature
Street Address:
Email address: