

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,

Plaintiff - Appellant -
Cross-Appellee,

v.

HEALTH FOODS ASSOCIATES INC.,
d/b/a Akin's Natural Foods Market,

Defendant - Appellee -
Cross-Appellant.

Nos. 06-6354 & 07-6017
(D.C. No. 05-CV-1058-HE)

A true copy

Teste

Elisabeth A. Shumaker
Clerk, U.S. Court of
Appeals, Tenth Circuit

By


Deputy Clerk

ORDER
Filed February 8, 2007

In accordance with Rule 33.1, Rules of the Tenth Circuit, and upon consideration of the stipulation to dismiss these appeals,

IT IS ORDERED that the above appeals be and hereby are dismissed pursuant to Rule 42(b), Federal Rules of Appellate Procedure. Each party shall bear its own costs on appeal.

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

Entered for the Court
ELISABETH A. SHUMAKER, Clerk

by:


Deputy Clerk

OFFICE OF THE CLERK
Byron White United States Courthouse
1823 Stout Street
Denver, Colorado 80257
(303)844-3157

Elisabeth A. Shumaker
Clerk of Court

Douglas E. Cressler
Chief Deputy Clerk

February 8, 2007

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Re: 06-6354, Equal Employment v. Health Foods
Dist/Ag docket: CIV-05-1058-HE,
07-6017, Equal Employment v. Health Foods
Dist/Ag docket: 05-CV-01058-HE

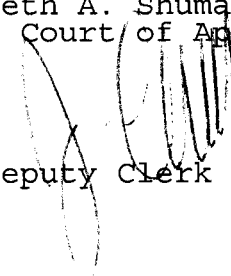
Dear Counsel:

Enclosed is a copy of the order entered today.

Please contact this office if you have questions.

Sincerely,

Elisabeth A. Shumaker
Clerk, Court of Appeals

By: 
Deputy Clerk

clk:jc

cc: Honorable Joe Heaton, District Judge
Robert D. Dennis, Clerk