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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JUL 20 2004

JAMES R. LARSEN, CLERK
DEPUTY
RICHLAND, WASHINGTON

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

**IN RE RIVER PARK SQUARE
PROJECT BOND LITIGATION.**

NO. CS-01-0127-EFS

**ORDER GRANTING U.S. BANK'S
MOTION FOR ORDER OF DISMISSAL**

This matter came before the Court on Plaintiff U.S. Bank National Association's ("U.S. Bank") Motion for Order of Dismissal pursuant to Fed. R. Civ. P. 41(a)(2), (Ct. Rec. 1896). The Court considered U.S. Bank's motion and Prudential's Response to Plaintiffs' Motions and Orders of Dismissal. Accordingly,

IT IS HEREBY ORDERED:

1. Plaintiff's Motion for Order of Dismissal (**Ct. Rec. 1896**) is **GRANTED**. All claims asserted by U.S. Bank against defendants Prudential Equity Group, LLC, the Spokane Downtown Foundation, Preston Gates & Ellis, LLP, Citizens Realty Company, Lincoln Investment Company of Spokane, River Park Square, LLC, RPS II, LLC, RWR Management, Inc., d/b/a R.W. Robideaux and Co., City of Spokane, and the Spokane Parking Public Development Authority, are, as a result of the release of such claims procured by the city of Spokane, hereby dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a)(2).

2. The effect of this dismissal is the subject of disagreement

1 among the parties and remains to be determined through motion
2 practice. However, rulings and orders of the Court that preceded this
3 Order of Dismissal are not extinguished by the entry of it unless the
4 Court rules otherwise upon motion of any party.

5 **IT IS SO ORDERED.**

6 The District Court Executive is directed to enter this Order and
7 to furnish copies to all counsel.

8 **DATED** this 2nd day of July 2004.

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EDWARD F. SHEA
United States District Judge

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