

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

April 25, 2019

Elisabeth A. Shumaker
Clerk of Court

WELLONS, INC., an Oregon corporation,

Plaintiff Counterclaim Defendant –
Appellee/Cross-Appellant,

v.

EAGLE VALLEY CLEAN ENERGY,
LLC, a Utah corporation; EVERGREEN
CLEAN ENERGY CORPORATION, a
Colorado corporation,

Defendants Counterclaimants Third-
Party Plaintiffs - Appellants/Cross-
Appellees,

and

CLEARWATER VENTURES, LLC, a
Utah corporation,

Defendant Counterclaimant Third-
Party Plaintiff - Cross-Appellee,

and

DEAN L. ROSTROM; KENDRIC B.
WAIT; WESTERN RESOURCES, LLC;
COLORADO FORESTRY FUNDING,
LLC; WEST RANGE FOREST
PRODUCTS, LLC; KEY BANK
NATIONAL ASSOCIATION,

Defendants - Cross-Appellees,

v.

Nos. 17-1309 & 17-1375
(D.C. No. 1:15-CV-01252-RBJ)
(D. Colo.)

WELLONS GROUP, INC.; MARTIN
NYE,

Third-Party Defendants - Appellees.

ORDER

Before **HARTZ, HOLMES, and CARSON**, Circuit Judges.

The parties' "Joint Motion for Dismissal of Appeal Pursuant to Settlement" is granted. *See* 10th Cir. R. 27.5(A)(9) and Fed. R. App. P. Rule 42(b).

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

Entered for the Court



ELISABETH A. SHUMAKER, Clerk