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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Gary Despain, Plaintiff, v. BNSF Railway Company, Defendant.	No. CV-15-08294-PCT-NVW ORDER
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The Judgment (Doc. 123) and the Amended Judgment (Doc. 124) were entered and amended improperly due to error of the Court.

IT IS THEREFORE ORDERED vacating the Judgment (Doc. 123) and Amended Judgment (Doc. 124).

IT IS FURTHER ORDERED directing that the Clerk of Court enter judgment pursuant to the Court's orders of June 20, 2018, (Doc. 119) and June 28, 2018, (Doc. 121), dismissing the complaint and this action with prejudice, including all claims and counterclaims against all parties, and saving to the parties the substantive terms of their settlement made on June 8, 2018, as it may be proved in a later action to enforce the settlement. In such action the parties are limited to enforcing the terms of their settlement

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1 and are prohibited from asserting the underlying claims settled in this action. Each party
2 will bear his or its own attorneys' fees and costs.

3 Dated this 5th day of July, 2018.

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7 Neil V. Wake
8 Senior United States District Judge
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