

No. 20-4051

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

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JAN GARBETT,

*Plaintiff/Appellant,*

v.

GARY HERBERT, et al.,

*Defendants/Appellees.*

On appeal from the United States District Court, District of Utah,

Honorable Robert J. Shelby, No. 2:20-cv-00245-RJS

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**MOTION FOR VOLUNTARY DISMISSAL**

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Michael J. Teter (16734)  
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*Attorneys for Appellant*

Pursuant to Federal Rule of Appellate Procedure 42(b), Appellant Jan Garbett respectfully moves this court for voluntary dismissal. The parties have filed a signed dismissal agreement specifying that all parties will bear their own costs and fees and any fees due have been paid.

DATED: May 2, 2020

Respectfully submitted,

/s/ Michael J. Teter

Michael J. Teter

Margaret B. Vu

TETER & VU LLC

CERTIFICATE OF DIGITAL SUBMISSION

I hereby certify that with respect to the foregoing:

- (1) Any required privacy redactions have been made;
- (2) If required to file additional hard copies, that the ECF submission is an exact copy of those documents; and
- (3) the digital submissions have been scanned for viruses with AV Defender version 6.2.19.899 (updated August 9, 2018) and according to the program are free of viruses.

DATED: May 2, 2020

*/s/ Michael J. Teter* \_\_\_\_\_

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CERTIFICATE OF SERVICE

I hereby certify that on May 2, 2020, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which sent notification of such filing to all counsel of record. In addition, I provided electronic copies via electronic mail to all counsel of record.

/s/ Michael J. Teter

Michael J. Teter

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**DISMISSAL AGREEMENT**

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*Attorneys for Appellant*

Pursuant to Federal Rule of Appellate Procedure 42(b), Appellant Jan Garbett and Appellees Gary Herbert et al., hereby attest that all parties will bear their own costs and fees and any fees due have been paid.

DATED: May 2, 2020

Respectfully submitted,

/s/ Michael J. Teter  
Michael J. Teter  
Margaret B. Vu  
*Attorneys for Appellant*

Respectfully submitted,

/s/ David N. Wolf  
David N. Wolf  
Lance F. Sorenson  
*Attorneys for Appellee*

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DATED: May 2, 2020

*/s/ Michael J. Teter* \_\_\_\_\_

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/s/ Michael J. Teter

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