

IN THE IOWA DISTRICT COURT FOR MITCHELL COUNTY

CEMSTONE PRODUCTS COMPANY

Plaintiff

VS

FALKSTONE, LLC  
L.R. FALK

Defendant

02661 LACV015427

**ORDER**

DISMISSING CASE AND  
ASSESSING COURT COSTS

The parties have now filed a Stipulation for Dismissal. The stipulated dismissal is approved. The parties' claims are dismissed with prejudice, and this case is hereby dismissed.

This case was settled less than two full working days before this case was scheduled to be tried to a jury. Rule 1.909 requires a \$1,000 fee assessed as court costs. This court cost is hereby imposed.

The parties have agreed that the charges for the late settlement fee will be paid one-half by Plaintiff Cemstone and one-half by Defendant L.R. Falk. The clerk is directed to assess those late settlement fees pursuant to this agreement with one-half being assessed against Plaintiff Cemstone Products Company and one-half against Defendant L.R. Falk. No late settlement fees are assessed against Defendant Falkstone, L.L.C.

There is not any agreement regarding allocation of other court costs. Any costs advanced by either party are assessed against the party advancing these costs. As to nonpaid court costs, the court reporter fee from the February 20, 2017, hearing on Defendants' motion for summary judgment is assessed equally against Plaintiff Cemstone and Defendant L.R. Falk. Defendants were partially successful in their motion. The court reporter fee from the March 6, 2017, hearing regarding admissibility of evidence is assessed against Defendant L.R. Falk, as Plaintiff was successful in its motion.



State of Iowa Courts

**Case Number**  
LACV015427

**Case Title**  
(RTD)CEMSTONE PRODUCTS COMPANY V. FALKSTONE,  
LLC  
**Type:** OTHER ORDER

So Ordered

---

Rustin Davenport, District Court Judge,  
Second Judicial District of Iowa

Electronically signed on 2017-06-07 11:00:39