

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	8:08-CV-271 (RGK)
)	
THE STATE OF NEBRASKA, <i>et al.</i> ,)	
)	
Defendants.)	
)	
_____)	

PARTIES' JOINT MOTION TO DISMISS

For the reasons set forth in their accompanying memorandum in support, the parties, by and through their undersigned counsel, hereby jointly move the Court to terminate the Settlement Agreement (ECF No. 10, July 2, 2008) in this case and to dismiss the case with prejudice on the grounds that Defendants have implemented and maintained implementation of the provisions of the Agreement. In support of this motion, the parties direct the Court's attention to the accompanying memorandum and the index and attached evidentiary materials filed contemporaneously with this motion.

/

/

/

Respectfully submitted,

**FOR THE UNITED STATES,
PLAINTIFF:**

VANITA GUPTA
Principal Deputy Assistant Attorney General

EVE L. HILL
Deputy Assistant Attorney General

JUDITH C. PRESTON
Acting Chief
Special Litigation Section

BENJAMIN O. TAYLOE, JR.
Deputy Chief
Special Litigation Section

Date: July 22, 2015

/s/ Richard J. Farano
RICHARD J. FARANO [DC Bar #424225]
Senior Trial Attorney
United States Department of Justice
Civil Rights Division
Special Litigation Section
950 Pennsylvania Avenue, NW
Patrick Henry Building, Room 5020
Washington, DC 20530
Telephone: (202) 307-3116
Fax: (202) 514-0210
richard.farano@usdoj.gov

**FOR THE STATE OF NEBRASKA
DEFENDANTS:**

Date: July 22, 2015

/s/ Gregory J. Walklin

GREGORY J. WALKLIN [NE Bar #24210]
Special Assistant Attorney General
Nebraska Dep't of Health and Human Services
Legal Services
301 Centennial Mall South
P.O. Box 95026
Lincoln, NE 68509
Telephone: (402) 471-3520
Fax: (402) 471-9518
gregory.walklin@nebraska.gov

CERTIFICATE OF SERVICE

I hereby certify that on July 22, 2015, I electronically filed the parties' joint motion to dismiss with the Clerk of the Court using the Court's electronic case filing system, which will serve copies of the document on all parties of record.

Respectfully submitted,

/s/ Richard J. Farano

RICHARD J. FARANO [DC Bar #424225]

Senior Trial Attorney

United States Department of Justice

Civil Rights Division

Special Litigation Section

950 Pennsylvania Avenue, NW

Patrick Henry Building, Room 5020

Washington, DC 20530

Telephone: (202) 307-3116

Fax: (202) 514-0210

richard.farano@usdoj.gov