

IN THE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

A.M.T., by his mother and next friend Karla )  
T., *et al.*, )

Plaintiffs, )

vs. )

No. 1:10-cv-0358-JMS-TAB

MICHAEL A. GARGANO , in his official )  
capacity as Secretary of the Indiana Family )  
and Social Services Administration, *et al.*, )

Defendants. )

**UNOPPOSED MOTION TO WITHDRAW (A) MOTION TO AMEND JUDGMENT  
PURSUANT TO RULE 59 OF THE FEDERAL RULES OF CIVIL PROCEDURE (ECF  
NO. 101) AND (B) MOTION FOR ATTORNEYS' FEES AND COSTS PURSUANT TO 42  
U.S.C. § 1988 (ECF NO. 103)**

COME NOW Plaintiffs and the certified class, by counsel, and, the parties having resolved the matters without the necessity of Court intervention, respectfully move to withdraw their Motion to Amend Judgment Pursuant to Rule 59 of the Federal Rules of Civil Procedure (ECF No. 101) and their Motion for Attorneys' Fees and Costs Pursuant to 42 U.S.C. § 1988 (ECF No. 103). Counsel for the defendants has reviewed this Motion and authorized undersigned counsel to report that the defendants have no objection.

WHEREFORE, the plaintiffs respectfully move to withdraw the above-referenced pleadings, and request all other proper relief.

Respectfully submitted,

/s/ Gavin M. Rose

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*Attorneys for the plaintiffs and the certified  
class*

**CERTIFICATE OF SERVICE**

I hereby verify that on this 9th day of June, 2010, a copy of the foregoing was filed electronically with the Clerk of this Court. This filing may be accessed through the Court's electronic system. This filing was served on the following parties by operation of the Court's electronic system:

Betsy M. Isenberg  
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/s/ Gavin M. Rose

Gavin M. Rose  
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