

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

MOHAMED A. EL TABECH) Case No. 4:04CV3231
)
Plaintiff,)
)
vs.)
)
HAROLD CLARKE, MIKE KENNEY,) **MOTION TO DISMISS**
FRANCIS BRITTEN, RANDY COLE,)
ELIZABETH CONLEY, JANSSEN)
WILLIAMS, DAVE THOMAS,)
DOUGLAS SELL, BRIAN SHIPMAN,)
MARY CARMICHAEL, all in their)
individual and official capacities,)
)
Defendants.)

COMES NOW Defendant Janseen Williams, M.D., Elizabeth Conley and Dave Thomas and moves the Court to dismiss Plaintiff's Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure for the reason that the Complaint fails to state a claim upon which relief can be granted. In support of his motion, defendant submits his Brief in Support of Motion to Dismiss.

JANSSEN WILLIAMS, M.D.,
ELIZABETH CONLEY, M.D. and
DAVE THOMAS, Defendants.

By: /s/Travis P. O'Gorman
Andrew D. Strotman - #18406
Travis P. O'Gorman - #22460
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Motion for Enlargement of Time was electronically filed with the Clerk of the Court using the CM/ECF System. I also certify that a true and correct copy of the foregoing was served upon Plaintiff at the Tecumseh State Correctional Institution, 2725 North Highway 50, P.O. Box 900, Tecumseh, Nebraska 68450, by United State Mail, sufficient first-class postage pre-paid, this 1st day of October 2004.

/s/Travis P. O’Gorman