

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

Ken Masterman, by and through his conservator, Carol Coakley; Jennifer Morrissette, by and through her mother and conservator, Cynthia Johnson; Benjamin Swanson, a minor child, by and through his mother, JeriLynn Swanson; and Arc Minnesota,

Civil No. 03-CV-2939 JRT/FLN

Plaintiffs,

ORDER

vs.

Kevin Goodno, Commissioner, Minnesota Department of Human Services, in his official capacity,

Defendant.

Barnett Rosenfield, MINNESOTA DISABILITIES LAW CENTER, 430 First Avenue North, Suite 300, Minneapolis, MN 55401, for plaintiffs.

Margaret H. Chutich, OFFICE OF THE MINNESOTA ATTORNEY GENERAL, 445 Minnesota Street, St. Paul, MN 55101, for defendant.

The above-entitled matter came before the undersigned Judge of the United States District Court pursuant to the parties' Settlement Agreement and Stipulation of Dismissal with Prejudice pursuant to Fed. R. Civ. P. 41(a)(1).

Based upon all the files, records and proceedings herein, **IT IS HEREBY ORDERED THAT:**

1. The Stipulation of Dismissal with Prejudice pursuant to Fed. R. Civ. P. 41(a)(1) is approved and Plaintiffs' Amended Verified Complaint is dismissed in its entirety with prejudice.

2. The Preliminary Injunction issued by this Court on January 8, 2004, is dissolved.
3. The \$1,000 bond [Docket No. 45] shall be returned to Plaintiffs.

LET JUDGMENT BE ENTERED ACCORDINGLY.

BY THE COURT:

s/John R. Tunheim
HONORABLE JOHN R. TUNHEIM
Judge, United States District Court
for the District of Minnesota

Dated this 1st day of July, 2004.