

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior District Judge Richard P. Matsch

Civil Action No. 12-cv-02139-RPM

ESTATE OF BRIAN O'LEARY, by and through Brandon O'Leary as personal  
representative;  
BRANDON O'LEARY, and  
SHANE O'LEARY, as next of kin of decedent,

Plaintiffs,

v.

COUNTY OF EL PASO, COLORADO;  
EL PASO COUNTY SHERIFF'S OFFICE;  
BUREAU CHIEF PAULA PRESLEY, in her official capacities;  
EL PASO COUNTY SHERIFF TERRY MAKETA, in his official capacity;  
CORRECTIONAL HEALTHCARE MANAGEMENT;  
DIANE AL-ABDULJALIL, M.D., in her individual and official capacities;  
SEAN EHLINGER, R.N., in his individual and official capacities;  
CAROL ANSLEY, R.N., in her individual and official capacities; and  
PATRICIA MILLER, L.P.N., in her individual and official capacities,

Defendants.

---

**JUDGMENT**

---

Pursuant to the Order of Dismissal entered by Senior Judge Richard P. Matsch  
entered today, it is

ORDERED AND ADJUDGED that the first, second and third claims for relief are  
dismissed under Fed.R.Civ.P. 12(b)(6) and the fourth through eleventh claims for relief  
are dismissed without prejudice pursuant to Fed.R.Civ.P. 12(b)(1).

DATED: March 20, 2013

FOR THE COURT:

JEFFREY P. COLWELL, Clerk  
s/M.V. Wentz

By \_\_\_\_\_  
Deputy