

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

GEORGE HOLLIDAY, SR.,

Plaintiff,

v.

Case No. 15-cv-290-JPG-SCW

SHERIFF LAKIN, ROBERT HERTZ, GARY
BOST, DON McNAUGHTON, TIM
WALKER, MIKE TASSONE, DR. ROBERT
BLANKENSHIP, MATTHEW DOVER,
ALISIA RUSHING and BARBARA
UNFRIED,

Defendants.

JUDGMENT

This matter having come before the Court, the parties having settled some issues and the Court having heard others, and the Court having rendered a decision,

IT IS HEREBY ORDERED AND ADJUDGED that judgment is entered as follows:

- in favor of defendant Hertz, Lakin (in his individual and official capacities) and Bost and against plaintiff George Holliday on Count 1 in its entirety;
- in favor of defendants McNaughton, Tassone and Dover and against plaintiff George Holliday on Count 1 based on the March 2015 sewer backup;
- in favor of defendant Rushing and against plaintiff George Holliday on Count 2;
- in favor of defendant Bost and against plaintiff George Holliday on Count 3; and

IT IS FURTHER ORDERED AND ADJUDGED that the following claims are dismissed with prejudice:

- Count 1 based on the December 2014 sewer backup against McNaughton, Tassone and Dover;
- Count 3 against defendant Unfried; and

IT IS FURTHER ORDERED AND ADJUDGED that the following claims are dismissed without prejudice:

- All claims against defendants Walker and Blankenship; and
- All official capacity claims against all defendants except defendant Lakin.

DATED: August 13, 2018

JUSTINE FLANAGAN, Acting Clerk of Court

s/Tina Gray, Deputy Clerk

**Approved: s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE**