UNITED STATES DISTRICT COURT EASTERN DISTRICT OF KENTUCKY CENTRAL DIVISION at LEXINGTON [FILED ELECTRONICALLY]

)))	Civil Action No. 5:07-29-JMH
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)	DEFENDANT'S MOTION FOR
)	<u>SUMMARY JUDGMENT</u>
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** ** ** ** **

Defendant Corporation of the President of the Church of Jesus Christ of Latter-Day Saints ("COP"), by counsel, and pursuant to Federal Rule of Civil Procedure 56, hereby respectfully moves the Court to enter summary judgment in its favor and to dismiss all claims against COP in this action.

A supporting memorandum of law and proposed Order are tendered herewith.

Respectfully submitted,

<u>s/ Jon L. Fleischaker</u> Jon L. Fleischaker Jeremy S. Rogers DINSMORE & SHOHL LLP 1400 PNC Plaza 500 West Jefferson Street Louisville, KY 40202 (502) 540-2344 (Telephone) (502) 585-2207 (Fax) *Counsel for COP*

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was this 6th day of September, 2007 filed electronically via the Court's CM/ECF system, which will effect service electronically upon:

Michael Stidham Bruce Francisky P.O. Box 732 Jackson, Kentucky 41339 *Counsel for Plaintiffs*

Bernard Pafunda Pafunda Law Office 175 E. Main Street Suite 600 Lexington, KY 40507 *Counsel for Defendant Jason Stark*

> <u>s/ Jon L. Fleischaker</u> Counsel for COP