

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

Rickey Jones,

Civil No. 07-3577 (DWF/SRN)

Plaintiff,

v.

**ORDER**

City of Minneapolis, Minnesota,  
Officer Jonathan Kingsbury (in his individual  
capacity); Officer Craig Taylor (in his individual  
capacity); Officer Jomar Villamore (in his individual  
capacity); Officer Kevin Lazarchic (in his individual  
capacity); and John Does 1-5,

Defendants.

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Jill Clark, Esq., Jill Clark, PA, counsel for Plaintiff.

James A. Moore, Assistant City Attorney, Minneapolis City Attorney's Office, counsel  
for Defendants.

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This matter is before the Court on Defendants' Motion for Summary Judgment.

For the reasons to be set forth in a separate forthcoming memorandum opinion, the Court grants in part and denies in part the motion. Based on the files, records, and proceedings herein, and for the reasons to be set forth in a separate memorandum opinion, **IT IS**

**ORDERED** that:

1. Defendants' Motion for Summary Judgment (Doc. No. 11) is **GRANTED**

**IN PART** and **DENIED IN PART** as follows:

a. Defendants' motion is **GRANTED** as to Defendants John Does 1-5. Defendants John Does 1-5 are **DISMISSED WITH PREJUDICE** from this action.

b. Defendants' motion is **DENIED** as to Plaintiff's 42 U.S.C. § 1983 claims against the City of Minneapolis, Officer Jonathan Kingsbury, Officer Craig Taylor, Officer Jomar Villamore, and Officer Kevin Lazarchic.

Dated: August 31, 2009

s/Donovan W. Frank  
DONOVAN W. FRANK  
United States District Judge