



ORDERED that the June 20, 2008 motion to dismiss for failure to state a claim is granted with respect to the claims against defendants Larry Crawford, Lisa Jones, Arthur Woods and Mr. Rascher, and denied with respect to the claims against defendants Dave Dormire and Tammy Surface. [35] It is further

ORDERED that plaintiff's claims against defendant Walter Friesen are voluntarily dismissed, without prejudice. [63]

/s/Scott O. Wright

SCOTT O. WRIGHT

Senior United States District Judge

Dated: October 14, 2008