IN THE UNITED STATES DISTRICT COURT FOR THE

DISTRICT OF NEBRASKA

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This matter is before the Court on defendant's motion for reconsideration (Filing No. 32). The Court finds said motion should be granted. Accordingly,

IT IS ORDERED:

1) The Court's memorandum opinion and order and

judgment (Filing Nos. 30 and 31) are withdrawn. This action is reinstated.

2) Defendant's motion is granted; the parties shall have until February 8, 2006, to file opposition briefs.

DATED this 1st day of February, 2006.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court Doc. 33