

THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
)
Plaintiff,)

8:08CV271

vs.)

**MEMORANDUM
AND ORDER**

THE STATE OF NEBRASKA;)
DAVE HEINEMAN, Governor)
of the State of Nebraska, in his)
official capacity only; CHRISTINE)
PETERSON, Chief Executive)
Officer, Nebraska Department)
of Health and Human Services,)
in her official capacity only; JOHN)
WYVILL, Director, Division of)
Developmental Disabilities,)
Nebraska Department of Health)
and Human Services, in his official)
capacity only; RON STEGEMANN,)
Chief Executive Officer, Beatrice)
State Developmental Center, in his)
official capacity only,)
)
Defendants.)

Independent expert John J. McGee, Ph.D., has filed a letter (filing [57](#)) with the court requesting additional time within which to submit supporting documentation for his reimbursement requests (filings [49](#), [50](#), [51](#), [52](#), [53](#), [54](#)), which were filed on behalf of various consultants. Yesterday the court issued an order (filing [56](#)) allowing Dr. McGee to submit such documentation on or before April 29, 2010. Pursuant to Dr. McGee’s request, I shall extend the deadline to May 4, 2010.

Accordingly,

IT IS ORDERED:

1. On or before May 4, 2010, independent expert John J. McGee, Ph.D., shall file with the court additional documentation supporting his requests for reimbursement. Specifically, Dr. McGee should file the documentation characterized as insufficient in the State's objection to Dr. McGee's reimbursement requests, if such documentation is available. (Filing [55](#).)

2. The motions for reimbursement (filings [49](#), [50](#), [51](#), [52](#), [53](#), [54](#)) filed by independent expert John J. McGee, Ph.D., shall be held in abeyance until May 4, 2010, at which time the motions shall be deemed submitted for disposition.

3. The Clerk of Court shall ensure that John J. McGee, Ph.D., receives a copy of this memorandum and order, as well as the court's memorandum and order dated April 13, 2010. (Filing [56](#).)

DATED this 14th day of April, 2010.

BY THE COURT:

Richard G. Kopf

United States District Judge