

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

NATIONAL SWIMMING POOL)
FOUNDATION, a Colorado)
Nonprofit Organization,)

Plaintiff,)

8:10CV117

V.)

KATHLEEN KELLEY, in her)
official capacity as Chief)
Administrative Officer, Douglas)
County, State of Nebraska,)
DOUGLAS COUNTY, State of)
Nebraska, ADI POUR, in his official)
capacity as Director, Health)
Department, Douglas County, State)
of Nebraska, DOUGLAS CLARK, in)
his official capacity as Chief Division)
of Environmental Health, Health)
Department, Douglas County, State)
of Nebraska, BRUCE D. DART, in)
his official capacity as Health)
Director, City of Lincoln-Lancaster)
County Health Department, State of)
Nebraska, CITY OF LINCOLN, State)
of Nebraska, LANCASTER)
COUNTY, State of Nebraska, JOHN)
DOES, 1-4, and JANE DOES, 1-4,)

ORDER

Defendants.)

Pursuant to the stipulated motion for dismissal of Plaintiff’s claims against Defendants Douglas County, Nebraska; Kathleen Kelly, in her official capacity as

Chief Administrative Officer for Douglas County; Adi Pour, in her official capacity as Director, Health Department; and Douglas Clark, in his official capacity as Chief, Division of Environmental Health, Health Department (collectively the “Douglas County Defendants”) ([filing 65](#)),

IT IS ORDERED:

1. Plaintiff’s claims against the Douglas County Defendants (Douglas County, Nebraska; Kathleen Kelly; Adi Pour and Douglas Clark) are hereby dismissed with prejudice, with each party to pay its respective attorney’s fees and costs;
2. Plaintiff’s claims against the remaining parties to this litigation remain pending.

January 3, 2011.

BY THE COURT:

Richard G. Kopf

United States District Judge