

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

SHARON K. HENGGELER and)	
DAVID RANDALL, On behalf of)	8:11CV334
themselves and all others similarly)	
situated,)	
)	
Plaintiffs,)	ORDER
)	
vs.)	
)	
BRUMBAUGH & QUANDAHL)	
P.C., LLO, KIRK E. BRUMBAUGH,)	
MARK QUANDAHL,)	
LIVINGSTON FINANCIAL, LLC,)	
MIDLAND FUNDING, LLC, d/b/a)	
ENCORE FUNDING, LLC,)	
A Fictitious Name, and)	
LVNV Funding, LLC,)	
)	
Defendants.)	

This matter is before the court on the Plaintiffs’ Motion for Leave to Obtain Service on Defendant Kirk E. Brumbaugh Pursuant to Fed. R. Civ. P. 4(e)(1) ([Filing No. 19](#)). The plaintiffs filed a declaration ([Filing No. 20](#)) in support of the motion. The plaintiffs seek to use the procedure set forth in Neb. Rev. Stat. § 25-517.02(1) to obtain service on the defendant Kirk E. Brumbaugh. The court being fully advised in the premises finds that the motion should be granted.

IT IS ORDERED:

1. The Plaintiffs’ Motion for Leave to Obtain Service on Defendant Kirk E. Brumbaugh Pursuant to Fed. R. Civ. P. 4(e)(1) ([Filing No. 19](#)) is granted.
2. The plaintiffs may attempt service of the First Amended Complaint on Kirk E. Brumbaugh at his usual place of residence by leaving a copy at the defendant’s residence, and mailing a copy via first class mail to his place of residence.

Dated this 25th day of October, 2011.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge