

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

ADAM LOWTHER and JESSICA
LOWTHER on behalf of themselves
and as next friends to their minor children,
W.L. and A.L.,

Plaintiffs,

v.

No. 1:18-cv-00868-KWR-JFR

CHILDREN YOUTH AND FAMILIES
DEPARTMENT, BERNALILLO COUNTY
SHERIFF'S DEPARTMENT,
MARIA MORALES, in her personal capacity
acting under color of state law, ANDREA
MILES, in her personal capacity acting under
color of state law, JACOB WOOTTON, in his
personal capacity acting under color of state law,
CATHERINE SMALLS, in her personal capacity
acting under color of state law, BRIAN
THORNTON, in his personal capacity acting
under color of state law, and MARTIN LOZANO,
in his personal capacity acting under color of state
law,

Defendants.

**ORDER ON PLAINTIFFS' UNOPPOSED MOTION TO DISMISS WITH PREJUDICE
DEFENDANT CYFD FROM COUNTS IV, VI AND VIII**

THIS MATTER having come before the Court on Plaintiffs' Unopposed Motion to Dismiss Defendant CYFD from Counts IV, VI and VIII and the Court finding that the motion is **WELL-TAKEN** and should be **GRANTED**,

HEREBY ORDERS THAT Defendant CYFD shall be **DISMISSED** from Counts IV, VI and VII, **WITH PREJUDICE**.

IT IS SO ORDERED.



KEA W. RIGGS
UNITED STATES DISTRICT JUDGE

Respectfully submitted,

/s/ Vincent J. Ward

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Approved by:

BUTT THORNTON & BAEHR PC

/s/ Sarah L. Shore, Electronically Approved July 16th, 2021

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