

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

WILLIAM WELLS, et al.,  
Plaintiffs,

v.

Case No. 2:11-CV-00217  
JUDGE EDMUND A. SARGUS, JR.  
MAGISTRATE JUDGE MARK R. ABEL

BRANDON RHODES, et al.,  
Defendants.

**ORDER**

This matter is before the Court on Plaintiffs' motion for the Court to take judicial notice of previously provided damages testimony. Doc. 146. Defendant D.G. does not oppose this motion. For the reasons Plaintiffs' provided in their briefing, their motion, doc. 146, is **GRANTED**. This means that the December 18, 2013 damages hearing regarding D.G.'s default as to the federal claims is **VACATED**. The Court will issue an Opinion and Order at a later date to resolve this remaining issue of damages as to the default on the federal claims.

**IT IS SO ORDERED.**

12-16-2013  
DATED

  
EDMUND A. SARGUS, JR.  
UNITED STATES DISTRICT JUDGE