

**IN THE UNITED STATE DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

FIRST CALL AMBULANCE
SERVICE, INC,

Plaintiff,

v.

THE DEPARTMENT OF HEALTH AND
HUMAN SERVICES
and
KATHLEEN SEBELIUS in her official
capacity as Secretary of HHS,

Defendants.

Civil Action No.: 3:10-cv-247


Judge Kevin H. Sharp
Magistrate Judge John S. Bryant

AGREED ORDER OF DISMISSAL

The parties, Plaintiff First Call Ambulance Service, Inc. and Defendant Department of Health and Human Services, and Kathleen Sebelius, in her official capacity as Secretary/Director of Department of Health and Human Services, by and through their respective counsel, are informing the Court that all matters between these parties have been settled and compromised. Accordingly, this civil action is hereby DISMISSED against the Department of Health and Human Services, and Kathleen Sebelius. Said dismissal shall be without prejudice for a period of ninety (90) days, within which the parties may formalize and implement the terms and conditions of their settlement. The dismissal shall be with prejudice ninety (90) days following the entry of this Order on the docket, unless other action is taken by the Court upon the petition of either party.

It is so **ORDERED**.

ENTERED this the 47th day of October, 2010.



KEVIN H. SHARP
UNITED STATES DISTRICT JUDGE

APPROVED FOR ENTRY:

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