

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

**KAREN McPETERS**, individually, and on §  
behalf of those individuals, persons and entities §  
who are similarly situated §  
Plaintiff §

vs. §

CIVIL ACTION NO. 4:10-CV-01103

**JURY**

**THE HONORABLE FREDERICK E.** §  
**EDWARDS; BARBARA GLADDEN** §  
**ADAMICK, DISTRICT CLERK;** §  
**MONTGOMERY COUNTY, TEXAS, and** §  
**REED ELSEVIER, INC. d/b/a LexisNexis** §  
Defendants §

**ORDER ON PLAINTIFF'S MOTION FOR RECONSIDERATION**

On this date, the Court considered Karen McPeters' Motion for Reconsideration, pursuant to Rule 59(e) of the Fed. R. Civ. P. The Court finds that Plaintiff's Motion is well taken and should be granted. Accordingly,

The January 27, 2011 *Memorandum and Order* is withdrawn. Plaintiff Karen McPeters' claims, pursuant to 42 U.S.C. §1983, are reinstated, her motion to certify a class, motion for extension of time to join other class members and her claims for injunctive relief are reinstated. Her RICO claims are severed. Karen McPeters is granted leave to pursue her state court claims against the Defendants in state court. Karen McPeters is granted leave to amend her Complaint for any matter that might be cured by pleading additional facts, both in response to the *Memorandum and Order* and otherwise.

SIGNED AND ENTERED on February \_\_\_\_\_, 2011.

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KEITH ELLISON  
UNITED STATE DISTRICT JUDGE