

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF KENTUCKY

Eastern District of Kentucky
FILED

AUG 05 2013

AT FRANKFORT
ROBERT R. CARR
CLERK U.S. DISTRICT COURT

KENNY BROWN, individually and in his)
official capacity as the Boone County Clerk,)
et al.,)

Plaintiffs,)

V.)

THE COMMONWEALTH OF)
KENTUCKY, et al.,)

Defendants.)

Civil No. 13-cv-68
DJB-GFVT-WOB

MARTIN HERBERT, et al.,)

Plaintiffs,)

V.)

KENTUCKY STATE BOARD OF)
ELECTIONS, et al.,)

Defendants.)

Civil No. 13-cv-25
DJB-GFVT-WOB

ORDER

*** **

Before: BOGGS, *Circuit Judge*; VAN TATENHOVE, *District Judge*; and BERTELSMAN, *Senior District Judge*.

This matter is before the Court upon the Agreed Motion to Dismiss the Commonwealth of Kentucky [R. 65] tendered jointly by counsel for the Plaintiffs and counsel for Defendant Commonwealth of Kentucky. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), it is

hereby **ORDERED** that the Agreed Motion to Dismiss [R. 65] is **GRANTED** and the Commonwealth of Kentucky is **DISMISSED** from this action.

This 5th day of August, 2013.

BY THE COURT:

A handwritten signature in black ink, appearing to read 'Gregory F. Van Tatenhove', written over a horizontal line.

Gregory F. Van Tatenhove
U.S. District Judge