
United States District Court

----- DISTRICT OF KANSAS -----

**RAYMOND R. SCHWAB AND
AMELIA D. SCHWAB,**

Plaintiffs,

v.

Case No. 18-2488-DDC-GEB

**KRIS KOBACH,
KANSAS DEPARTMENT OF CHILDREN
AND FAMILIES,
KIM YOXELL,
ANGIE SUTHER,
PHYLLIS GILMORE,
THERESA FREED,
KENDRA BAKER,
RANDY DEBENHAM,
BLAKE ROBINSON,
ANDREW VINDUSKA,
MIRANDA JOHNSON,
LORA INGLES,
BARRY WILKERSON,
BETHANY FIELDS,
RILEY COUNTY POLICE DEPARTMENT,
CARLA SCHWARTZ,
JULIA GOGGINS,
KVC,
RHONDA EISENBAREGER,
DEJA JACKSON,
PATHWAYS FAMILY SERVICES, LLC,
PAWNEE MENTAL HEALTH SERVICE,
SUNFLOWER CASA PROJECT,
ST. FRANCIS COMMUNITY SERVICES,
KATHY BOYD,
LAURA PRICE,
KAYLEE POSSEN,
ANTHONY ALLISON,
MICHELLE ALLISON,**

**AMANDA ALLISON-BALLARD,
DOES 1-10,**

Defendants.

JUDGMENT IN A CIVIL CASE

- Jury Verdict. This action came before the Court for a jury trial. The issues have been tried and the jury has rendered its verdict.
- Decision by the Court. This action came before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED that pursuant to the Memorandum and Order (Doc. 126) filed on September 13, 2019, plaintiffs Raymond R. Schwab and Amelia D. Schwab's claims against defendant Andrew Vinduska are dismissed without prejudice under Fed. R. Civ. P. 41(b) and D. Kan. Rule 41.1 because plaintiffs failed to prosecute their claims against him.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 129) filed on September 25, 2019, plaintiffs Raymond R. Schwab and Amelia D. Schwab's claims against defendants Kris Kobach, Scott Schwab, Rhonda Eisenbarger, Deja Jackson, Randy Debenham, Blake Robinson, the Kansas Department for Children and Families, Theresa Freed (in her official capacity only), Gina Meier-Hummel (in her official capacity only), Kendra Baker (in her official capacity only), Angie Suther (in her official capacity only), and Kim Yoxell (in her official capacity only) are dismissed without prejudice.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 129) filed on September 25, 2019, plaintiffs Raymond R. Schwab and Amelia D. Schwab's claims against defendants Barry Wilkerson, Bethany Fields, Carla Swartz, Julia Goggins, Pathways Family Services, LLC, Miranda Johnson, and Sunflower CASA Project, Inc. are dismissed with prejudice.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 129) filed on September 25, 2019, that plaintiffs Raymond R. Schwab and Amelia D. Schwab's 42 U.S.C. §§ 1983 and 1985 claims against defendants St. Francis Community Services, Inc., Kathy Boyd, Laura Price, Kaylee Posson, Lora Ingels, KVC Behavioral Healthcare, Inc., the Riley County Police Department, and Pawnee Mental Health Services, Inc. are dismissed with prejudice.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 129) filed on September 25, 2019, that plaintiffs Raymond R. Schwab and Amelia D. Schwab's state law claims against defendant Riley County Police Department are dismissed without prejudice.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 143) filed on October 16, 2019, that plaintiffs Raymond R. Schwab and Amelia D. Schwab's claims against defendant Amanda Allison-Ballard (Doc. 143) are dismissed without prejudice.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 160) filed on

April 1, 2020, plaintiffs Raymond R. Schwab and Amelia D. Schwab's claims against defendants Phyllis Gilmore, Theresa Freed, Kendra Baker, Angie Suther, and Kim Yoxell in their individual capacities are dismissed without prejudice under Fed. R. Civ. P. 41(b) and D. Kan. Rule 41.1 because plaintiffs failed to prosecute their claims against them.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 161) filed on April 28, 2020, that plaintiffs Raymond R. Schwab and Amelia D. Schwab's federal claims under 42 U.S.C. §§ 1983 and 1985 against defendants Anthony Allison, Michelle Allison, and Does 1-10 are dismissed with prejudice.

IT IS FURTHER ORDERED that pursuant to the Memorandum and Order (Doc. 161) filed on April 28, 2020, that plaintiffs Raymond R. Schwab and Amelia D. Schwab's state law claims against defendants Kathy Boyd, Laura Price, Kaylee Posson, Lora Ingles, KVC Behavioral Healthcare, Inc., Pawnee Mental Health Services, Inc., St. Francis Community Services, Anthony Allison, Michelle Allison, and Does 1-10 are dismissed without prejudice.

04/28/2020

Date

TIMOTHY M. O'BRIEN
CLERK OF THE DISTRICT COURT

by: s/ Megan Garrett

Deputy Clerk