

THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

CARSON P., by his next friend )  
Crystal Foreman; PAULETTE V., )  
by her next friend, Sherri Wheeler; )  
DANIELLE D., by her next friend, )  
Jodell Bruns; CHERYL H., by her )  
next friend, Susan Nowak; and )  
JACOB P., by his next friend, Sara )  
Jensen; BOBBI W., by her next )  
friend, Micheline Creager; and )  
HANNAH A., by her next friend, )  
Vanessa Nkwocha, on their own )  
and on behalf of all others similarly )  
situated, )

Plaintiffs, )

vs. )

DAVE HEINEMAN, as Governor )  
of the State of Nebraska; NANCY )  
MONTANEZ, as Director of )  
Services, Nebraska Department )  
of Health and Human Services; )  
JOANN SCHAEFER, as the )  
Director of Regulation and )  
Licensure, Nebraska Department )  
of Health and Human Services; )  
RICHARD NELSON, as the )  
Director of Finance and Support, )  
Nebraska Department of Health )  
and Human Services; DENNIS )  
LOOSE, as the Chief Deputy )  
Director, Nebraska Department )  
of Health and Human Services; and )

4:05CV3241

**JUDGMENT**

TODD RECKLING, as the )  
Administrator of the Department )  
of Health and Human Services' )  
Office of Protection and Safety, )  
 )  
Defendants. )

Pursuant to the court's memorandum and order adopting the Recommendation of the Magistrate Judge, this case is dismissed on the ground that this court should abstain from hearing Plaintiffs' claims under Younger v. Harris, 401 U.S. 37 (1971).

January 19, 2007.

BY THE COURT:  
*s/ Richard G. Kopf*  
United States District Judge