

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	Case No. 1:05-cv-431
vs.	)	
	)	Hon. Sandra S. Beckwith, C.J.
FEDERATION OF PHYSICIANS AND	)	
DENTISTS, <i>et al.</i> ,	)	Hon. Timothy S. Hogan, M.J.
	)	
Defendants.	)	

Plaintiff's Motion for Entry of Final Judgment As To Settling Physician Defendants

Plaintiff, United States of America, requests that the Court, pursuant to 15 U.S.C. § 16(e)-(f) and Fed.R.Civ.P. 54(b), enter the proposed "Final Judgment As To Settling Physician Defendants" lodged with the Court on June 24, 2005. The Settling Physician Defendants Dr. Michael Karram, Dr. Warren Metherd, and Dr. James Wendel consent to this motion, as expressed in the previously filed Stipulation (Dkt. Entry #4). Counsel for the other defendants in this action, Federation of Physicians and Dentists and Lynda Odenkirk, has authorized Plaintiff to represent to the Court that said Defendants do not oppose entry of the proposed Final Judgment. These Defendants are not parties to the settlement. The grounds for this motion are set forth in the accompanying memorandum.¹

¹ Plaintiff will submit a Form of Order for the Court's consideration, in the manner prescribed by the CM/ECF Manual (§ II.E.2.b). Plaintiff's submission of the Order will include a copy of the proposed "Final Judgment As To Settling Physician Defendants."

Dated: November 9, 2005

Respectfully submitted,

/s/ Gerald F. Kaminski

Gerald F. Kaminski

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CERTIFICATE OF SERVICE

I hereby certify that on November 9, 2005, I electronically filed the foregoing Plaintiff's Motion for Entry of Final Judgment As To Settling Physician Defendants with the Clerk of the Court using CM/ECF system which will send notification of such filing to G. Jack Donson, Esq. (Trial Attorney for Defendant Dr. Michael Karram), and Donald J. Mooney, Jr., Esq. (Trial Attorney for Defendant Federation of Physicians and Dentists, and Defendant Lynda Odenkirk). I further certify that I have caused the document to be sent via electronic mail (or facsimile as indicated below) and first-class U.S. Mail, postage prepaid, to the following non-CM/ECF participants:

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