IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI WESTERN DIVISION

JOHN DOE GS,)
Plaintiff,)
)
VS.) (
THE DIOCESE OF ST. JOSEPH-KANSAS)
CITY, et al.,)
Defendants.)

Case No. 07-0011-CV-W-GAF

PLAINTIFF'S MOTION FOR ENTRY OF JUDGMENT AND/OR DISMISSAL

COMES NOW the plaintiff, by and through his attorney, and pursuant to the stipulation of the parties, states that plaintiff does not object to the Court granting summary judgment to defendant Muth even though plaintiff has not responded to defendant's Muth motion for summary judgment. Plaintiff moves the Court to dismiss with prejudice plaintiff John Doe GS's claims against defendant Muth and defendant Parma, for an Entry of Judgment, and for such other relief as may be proper.

Respectfully Submitted:

RANDLES, MATA & BROWN, LLC

/s Luis Mata

Luis Mata, Mo #54107 406 West 34th Street, Suite 623 Kansas City, MO 64111 (816 931-9901, (816) 931-0134 (FAX) ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on April 23, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM-ECF systems which sent notification of such filing to the following:

Patrick E. McGrath Wallace Saunders Austin Brown Enochs 10111 West 87th Street Overland Park, KS 66282 ATTORNEY FOR FR. STEPHEN J. MUTH

J. Phillip Davidson Hinkle Elkouri Law Firm L.L.C. 301 North Main, Suite 2000 Wichita, KS 67202 ATTORNEY FOR BYZANTINE CATHOLIC DIOCESE OF PARMA

> <u>/s Luis Mata</u> Attorney for Plaintiff