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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 95-WY-2191-WD

PHILLIP D. SEIDENBERG, et al.,

Plaintiff(s),

v.

ALAN WEIL, Executive Director, Colorado Department of Health Care Policy and Financing,

Defendant(s).

FILED
UNITED STATES DISTRICT COURT
DENVER COLO.
NOV - 5 1996
JAMES R. MANSPEAKER
CLERK

JUDGMENT


Pursuant to the order on cross-motions for summary judgment, entered by Judge William F. Downes on November 1, 1996, it is

ORDERED that judgment is entered in favor of the plaintiff, Phillip D. Seidenberg, as representative plaintiff for Esther J. Seidenberg, and against the defendant Alan Weil, Executive Director, Colorado Department of Health Care Policy and Financing. The Testamentary Trust created under the Last Will and Testament of Morris L. Seidenberg is not an "available" resource for purposes of determining plaintiff's eligibility for Medicaid.

Plaintiff shall have costs upon the filing of a bill of costs within ten days.

Dated: Nov 6, 1996

JAMES R. MANSPEAKER, CLERK

By 
Stephen P. Ehrlich
Chief Deputy Clerk

Case No. 95-WY-2191 -WD

I certify that a copy of the attached has been mailed to the following:

Dated: November 17, 1996

JAMES R. MANSPEAKER, CLERK

By: *Gloria Drake*
Deputy Clerk

Bernard A. Poskus
3300 E. 1st Ave. #370
Denver, CO 80206

Vivianne Chaumont
Assistant Attorney General
DC Box No. 20

cc: Magistrate Judge Abram

ENTERED
ON THE DOC.

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SEP