

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

**KELLY BOWLIN, on behalf of herself
and all others similarly situated,**)
)
)
Plaintiffs,)
)
vs.)
)
**NANCY MONTANEZ, as the Director
of the Nebraska Department of Health
and Human Services,**)
)
Defendant.)

CASE NO. 4:04CV3218

ORDER

This matter is before the Court on the Plaintiffs' Motion for Temporary Injunction, and Motion for Preliminary Injunction and evidentiary hearing (Filing No. 5). On June 17, 2004, following oral argument of counsel, the Court granted the Plaintiff's motion for a temporary restraining order and ordered the Defendant to provide Transitional Medical Assistance to the Plaintiff Kelly Bowlin until evidence could be submitted and the parties could be heard on the motion for preliminary injunction. The parties have agreed that the terms of the temporary restraining order should continue in effect through the date of that hearing (Filing No. 10). Accordingly,

IT IS ORDERED:

- 1) Plaintiff's Motion for a Temporary Restraining Order (Filing No. 5) is granted;
- 2) The parties' Stipulation (Filing No. 10) is approved, and the Defendant is hereby ordered to provide Transitional Medical Assistance to Plaintiff Kelly Bowlin through the date of the evidentiary hearing on the Plaintiff's motion for a preliminary injunction;
- 3) The evidentiary hearing on the Plaintiff's motion for a preliminary injunction is scheduled for **Friday, July 23, 2004, from 1 p.m. to 3 p.m.**, in Courtroom

No. 2, Third Floor, Roman L. Hruska Courthouse, 111 S. 18th Plaza, Omaha, Nebraska; and

- 4) Counsel are directed to serve and file their memoranda of law and any written evidentiary materials, such as affidavits, concerning the motion for preliminary injunction on or before Tuesday, July 20, 2004.

Dated this 23rd day of June, 2004.

BY THE COURT:

s/Laurie Smith Camp
Laurie Smith Camp
United States District Judge