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**UNITED STATES DISTRICT COURT**  
**District of Minnesota**

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Margaret Hayek, as trustee for the next of kin  
of William Charles Hayek, deceased,

**JUDGMENT IN A CIVIL CASE**

V.

Case Number: CV 05-867 DWF/AJB

City of St. Paul, Mark Nelson, Matthew  
Toronto, Jay Thompson, Peter Crum, and John  
Linssen,

**Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED THAT:

1. Defendants' Motion for Summary Judgment (Doc. No. 9) is **GRANTED**.
2. Defendants' Request to Exclude the Affidavit of Andrew Engebretson, dated August 29, 2006, and the Final Expert Report of J.P. Cronin is **GRANTED**.
3. Plaintiff's Complaint (Doc. No. 1) is **DISMISSED WITH PREJUDICE**.

October 6, 2006

Date

RICHARD D. SLETTEN, CLERK

s/LP Holden

(By)

LP Holden, Deputy Clerk