

**IN THE UNITED STATE DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

FIRST CALL AMBULANCE  
SERVICE, INC,

Plaintiff,

v.

THE DEPARTMENT OF HEALTH AND  
HUMAN SERVICES

and

KATHLEEN SEBELIUS in her official  
capacity as Secretary of HHS,

Defendants.

Civil Action No.: 3:10-cv-247

Judge Kevin H. Sharp

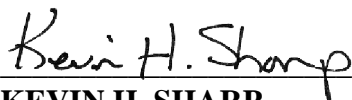
Magistrate Judge John S. Bryant

**AGREED ORDER OF DISMISSAL**

The parties, Plaintiff First Call Ambulance Service, Inc. and Defendant Department of Health and Human Services, and Kathleen Sebelius, in her official capacity as Secretary/Director of Department of Health and Human Services, by and through their respective counsel, are informing the Court that all matters between these parties have been settled and compromised. Accordingly, this civil action is hereby DISMISSED against the Department of Health and Human Services, and Kathleen Sebelius. Said dismissal shall be without prejudice for a period of ninety (90) days, within which the parties may formalize and implement the terms and conditions of their settlement. The dismissal shall be with prejudice ninety (90) days following the entry of this Order on the docket, unless other action is taken by the Court upon the petition of either party.

It is so **ORDERED**.

**ENTERED** this the 47<sup>th</sup> day of October, 2010.

  
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**KEVIN H. SHARP**  
**UNITED STATES DISTRICT JUDGE**

**APPROVED FOR ENTRY:**

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