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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

Eugene DIVISION

JAMES M. CLEAVENGER,

Case No. 6:13-cv-01908-DOC

Plaintiff,

**PLAINTIFF'S SUR-REPLY TO
DEFENDANTS' MOTION TO DISMISS
SECOND AMENDED COMPLAINT**

vs.

**UNIVERSITY OF OREGON (an Agency and
Instrumentality of the State of Oregon), et al.,**

Defendants.

Plaintiff agrees that under the circumstances of plaintiff's claim the Oregon Tort Claims

Act does not allow direct suit against individual employees.

DATED May 26, 2015.

/s/ Mark McDougal

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CERTIFICATE OF SERVICE

I certify that on May 26, 2015, I served or caused to be served a true and complete copy of the foregoing **PLAINTIFF'S SUR-REPLY TO DEFENDANTS' MOTION TO DISMISS SECOND AMENDED COMPLAINT** on the party or parties listed below as follows:

- Via CM / ECF Filing
- Via First Class Mail, Postage Prepaid
- Via Facsimile
- Via Personal Delivery
- Via Email

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/s/ Mark McDougal

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