

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

JOHN DOE and JANE DOE, :
individually and as the Natural Parents :
and Next Friends of Their Minor Child, : **CASE NO. 08-CV-575**
JAMES DOE, :
 : **JUDGE FROST**
 :
Plaintiffs, : **MAGISTRATE JUDGE KING**
 :
v. :
 :
MOUNT VERNON CITY SCHOOL :
DISTRICT BOARD OF :
EDUCATION, ET AL. :
 :
 :
Defendants. :

**PLAINTIFFS' WITHDRAWAL OF MOTION TO COMPEL DISCOVERY AS TO
DEFENDANT JOHN FRESHWATER**

Plaintiffs' counsel has conferred with counsel for Defendant John Freshwater regarding the issues raised in Plaintiffs' Motion to Compel (Doc. 39). Plaintiffs hereby withdraw their Motion to Compel as against Defendant John Freshwater.

Respectfully Submitted,

/s/ Jessica K. Philemond _____
Jessica K. Philemond (0076761)
jkp@isaacbrant.com
ISAAC, BRANT, LEDMAN & TEETOR, LLP
250 E. Broad Street, Suite 900
Columbus, OH 43215-3742
(614) 221-2121; FAX (614) 365-9516
Attorney for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on January 22, 2009, a copy of the foregoing was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Jessica K. Philemond
Jessica K. Philemond