

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY  
CENTRAL DIVISION  
LEXINGTON**

**NICHOLAS CHARLES BREINER,**

**Plaintiffs,**

**V.**

**MONTGOMERY COUNTY, BOARD OF  
EDUCATION**

**Defendant.**

**CIVIL ACTION NO. 5:18-351-KKC**

**ORDER**

\*\*\* \*\*

By order dated January 11, 2021 (DE 21), the Court ordered the parties to show cause in writing as to why they had failed to comply with this Court's order directing them to participate in a planning conference. The Court stated that failure to show cause would result in dismissal of the action. The defendant having filed a response (DE 26) that makes clear that the plaintiff was not at fault and the defendant having remedied the failure, the Court hereby ORDERS that the show cause order is DISCHARGED.

Dated January 29, 2021



*Karen K. Caldwell*  
KAREN K. CALDWELL  
UNITED STATES DISTRICT JUDGE  
EASTERN DISTRICT OF KENTUCKY