

**GEORGE F. DARRAGH JR.**  
**Assistant U.S. Attorney**  
**U.S. Attorney's Office**  
**P.O. Box 3447**  
**Great Falls, MT 59403**  
**119 First Ave. North, #300**  
**Great Falls, MT 59401**  
**Phone: (406) 761-7715**  
**FAX: (406) 453-9973**  
**Email: george.darragh@usdoj.gov**

**ATTORNEY FOR DEFENDANT**

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF MONTANA**  
**BUTTE DIVISION**

<b>RICHARD CELATA,</b>  <b>Plaintiff,</b>  <b>vs.</b>  <b>UNITED STATES OF AMERICA,</b>  <b>Defendant.</b>	<b>2:07-CV-00024-SEH-RKS</b>  <b><u>DEFENDANT'S MOTION FOR</u></b> <b><u>SUMMARY JUDGMENT</u></b>
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COMES NOW, defendant United States of America, by and through its counsel of record, George F. Darragh, Jr., Assistant United States Attorney for the District of Montana and pursuant to Rule 56(b) Fed. R. Civ. P. moves for summary judgment upon the grounds there are no disputed material facts and defendant is entitled to judgment as a matter of law. In support of said motion, defendant files herewith a memorandum

