

ORDERED that Ramah Navajo School Board, Inc.'s claims for fiscal year 1998 are **DISMISSED** without prejudice insofar as they are premised on asserted errors in the carry-forward methodology employed by the Department of the Interior for that year. It is further

ORDERED that summary judgment in favor of the defendants is **GRANTED** with respect to all of the remaining counts in the plaintiffs' second amended complaint and supplemental complaint insofar as they are premised on the defendants' inclusion of funding from entities that do not provide funding for indirect costs incurred by the plaintiffs in the direct funding base used to calculate an indirect cost rate for the plaintiffs. It is further

ORDERED that the Court's consideration of the balance of the parties' renewed cross-motions is **STAYED** unless and until ordered otherwise by the Court. It is further

ORDERED that on or before October 7, 2008, the parties shall file a joint status report in accordance with the memorandum opinion referenced above.

SO ORDERED this 22nd day of September, 2008.

REGGIE B. WALTON
United States District Judge