

immunity, the motion is **DISMISSED**, and all of Comer's claims against the Texas Education Agency are **DISMISSED**.

IT IS FURTHER ORDERED that in all other respects Defendants' Motion for Summary Judgment (Clerk's Document 23) is **GRANTED**, and Comer's claims against Robert Scott, as Commissioner of the Texas Education Agency, are **DISMISSED WITH PREJUDICE**.

IT IS FURTHER ORDERED that all relief not expressly granted is **DENIED**.

IT IS FINALLY ORDERED that this cause is **CLOSED**.

SIGNED this 3/19 day of March, 2009.



LEE YEAKEL
UNITED STATES DISTRICT JUDGE