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DOMINALAW Group pc llc

FOR IMMEDIATE RELEASE:

DOMINALAW Group pc llc Announces Investigation of Potential Claims against the U.S. Army Corps of Engineers for Property Damage to Homes and Businesses Along the Missouri River

OMAHA, Neb. – June 1, 2011 – With historic rushes of water flowing down the Missouri river, residents of South Dakota and Nebraska are being forced to leave their homes, farms, and business with no indication of when they can return. Missouri residents are concerned this new wave of flooding could affect them soon. The Army Corps of Engineers estimates as many as 62 levees in Missouri alone could be topped by water in the coming weeks.

Dakota Dunes residents are currently being warned of potential flooding as water crests near the last dam on the river located just upstream from the southeast South Dakota community.

Residents near Niobrara, Neb. know exactly what those in Dakota Dunes may expect. With typical dischargers of approximately 43,000 cubic feet per second (cfs), property owners along the Missouri river have been able to manage, but with dischargers at volumes double typical levels, thousands have had to relocate to higher ground and watch their homes and land be overtaken by the river. A flow increase of 1,000 cfs can translate into an increase in the river level of about one-quarter of an inch.

DOMINALAW Group pc llc lawyers **David A. Domina** and **Brian Jorde** will hold a meeting at the ZCBJ Hall in Niobrara, Neb. to discuss the legal ramification and issues regarding

the current flooding, and possible remedies available to residents and affected land and property owners in the Niobrara area on Saturday, June 4, 2011 at 1:30pm at the WFLA Hall in Niobrara, Neb.

Most cases for compensation from the United States and the Corps of Engineers must be filed in the U.S. Court of Federal Claims if they involve claims of "takings" of property by the government, either through direct action, or as a consequence of what the government does that has permanent consequences. Some types of claims for short term injuries, called torts, can be filed in U.S. District Court. But the government cannot be sued like anyone else, special procedures are involved.

Only a few Midwestern lawyers are admitted to the U.S. Court of Federal Claims Bar. Both, **David A. Domina** and **Brian Jorde**, enjoy and use practice privileges in the Court of Federal Claims.

“The U.S. Army Corps of Engineers is supposed to follow a series of warning and notification steps prior to increasing flow volumes to foreseeable flooding levels”, stated **Domina**, “but based on our preliminary research, this did not occur in certain areas.”

“The Corp of Engineers reported data for June 1, 2011 has the estimated discharge at Sioux City, Iowa at 99,330¹ cubic feet per second – this does not bode well for residents of Dakota Dunes”, remarked **Jorde**.

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¹ <http://www.nwd-mr.usace.army.mil/rcc/reports/showrep.cgi?4BULL0MR1>

vitality to the judicial system and our client's legal rights. For further information, contact April Nebel, 402-493-4100 or anebel@dominalaw.com, or visit our website at www.dominalaw.com.

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