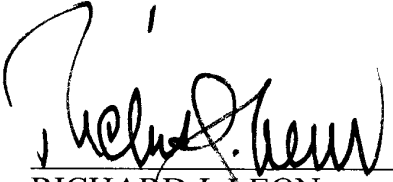


issues.” *Fox v. American Airlines, Inc.*, 389 F.3d 1291, 1294 (D.C. Cir. 2004). In *Fox*, the D.C. Circuit affirmed the District Court’s holding that “because the plaintiffs failed to respond to the defendant’s [] motion, the court treats the motion as conceded and grants the motion.” *Id.* (citations omitted). Whether to treat the motion as conceded under Rule 7(b) is highly discretionary, and our Circuit Court has noted that “where the district court relies on the absence of a response as a basis for treating the motion as conceded, [the Court of Appeals will] honor its enforcement of the rule.” *Twelve John Does v. District of Columbia*, 117 F.3d 571, 577 (D.C. Cir. 1997).

Because plaintiff failed to file an opposition to Lucas’s motion to dismiss, I will treat the motion as conceded. LCvR 7(b). In light of that concession and based on a review of the pleadings, the relevant law cited therein, and the record, it is hereby

ORDERED that Motion to Dismiss Defendant Jerel T. Lucas, Only [#4] is **GRANTED**.

SO ORDERED.



RICHARD J. LEON
United States District Judge