

**IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

KELVIN PATTERSON,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO.
	)	16-00019-CB-C
MOBILE COUNTY	)	
COMMISSION,	)	
	)	
Defendant.	)	

**ORDER**

This action was filed more than 90 days ago, and there is no evidence that the defendant has been served. Rule 4(m) of the Federal Rules of Civil Procedure states, in relevant part:

If a defendant is not served within 90 days after the complaint is filed the court—on motion or on its own after notice to the plaintiff--must dismiss the action without prejudice against that defendant or order that service be made within a specified time.

Therefore, Plaintiff must file proof of service of process on or before **May 11, 2016**.

***Failure to do so will result in the dismissal of this action.***

**DONE and ORDERED** this the 18<sup>th</sup> day of April, 2016.

s/Charles R. Butler, Jr.  
**Senior United States District Judge**