

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
JONESBORO DIVISION**

**CARLOS NELSON**

**PLAINTIFF**

**vs.**

**3:09CV00093-WRW**

**TIMOTHY DEAN, *et al.***

**DEFENDANTS**

**ORDER**

Pending is Defendants' Motion to Dismiss.<sup>1</sup> Plaintiff's response was due on July 22, 2009, but Plaintiff did not file a response by that date. In a July 23, 2009, letter,<sup>2</sup> the Court alerted Plaintiff that Defendant's Motion was well taken, and that if Plaintiff chose not to file a response by 12:00 noon on Wednesday, July 29, 2009, Defendants' Motion would be granted. To date, Plaintiff has not filed a response. Accordingly, Defendants' Motion is GRANTED and this case is DISMISSED with prejudice.

IT IS SO ORDERED this 31<sup>st</sup> day of July, 2009.

/s/Wm. R. Wilson, Jr.  
UNITED STATES DISTRICT JUDGE

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<sup>1</sup>Doc. No. 6.

<sup>2</sup>Doc. No. 9.