

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

ROBERT STORAY

PLAINTIFF

v.

4:08-CV-04142-WRW

METRO BUILDERS SUPPLY

DEFENDANT

ORDER

Pending is Defendant's Motion to Dismiss or Alternative Motion for More Definite Statement (Doc. No. 13). Since Plaintiff has failed to respond to the motion, I assume he concedes.¹

Accordingly, Defendant's motion is GRANTED, and Plaintiff's case is DISMISSED for failure to prosecute.

IT IS SO ORDERED this 27th day of January, 2009.

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

¹Plaintiff's response was due on Wednesday, January 14, 2009. On January 16, 2009, I sent Plaintiff a letter directing him to respond by 5:00 p.m. on Friday, January 23, 2009. No response has been filed.