

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LAMBERT MILLS,

Plaintiff,

v.

BANKERS LIFE AND CASUALTY
COMPANY,

Defendant.

No. 2:14-cv-2322 MCE CKD PS

ORDER

Ruling on defendant's motion to dismiss under Federal Rules of Civil Procedure 12(b)(2), (4) and (5) was deferred pending an extension of time granted to plaintiff to properly effectuate service in this matter. Plaintiff has now filed an executed return of summons indicating service of the summons and complaint on the registered agent for service of process.

Accordingly, IT IS HEREBY ORDERED that defendant's motion to dismiss (ECF No. 5) is denied without prejudice.

Dated: January 26, 2015


CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE