

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION**

UNITED STATES OF AMERICA, ex rel. E.
JERRY COHN, JR., M.D. and SHARON
BELL; and STATE OF GEORGIA, ex rel. E.
JERRY COHN, JR., M.D. and SHARON
BELL,

Plaintiffs,

v.

GENESIS GLOBAL HEALTHCARE, et al.,

Defendants.

CIVIL ACTION NO.: 4:18-cv-128

ORDER

When Plaintiffs filed their original Complaint initiating this action, they named Brian Moogerfield as a Defendant and asserted claims against him.¹ (Doc. 3.) Plaintiffs have since made multiple amendments to their Complaint and appeared, through those amendments, to have abandoned their claims against Moogerfield. (See docs. 32, 131.) In a May 25, 2023, Order, the Court directed Plaintiffs to clarify the status of the claims against Moogerfield. (Doc. 213, p. 2.) Plaintiffs have since made a filing stating that they “are not pursuing any claims against Brian Moogerfield and he is no longer a Defendant in this action.” (Doc. 214.) Accordingly, the Court exercises its discretion pursuant to Federal Rule of Civil Procedure 21, and **DISMISSES** Brian

¹ Moogerfield has never appeared in this case, much less filed an answer or a motion for summary judgment.

Moogerfield without prejudice, and **DIRECTS** the Clerk of Court to update the docket accordingly.

SO ORDERED, this 12th day of June, 2023.



R. STAN BAKER
UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF GEORGIA