

**UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT**

Everett McKinley Dirksen United States Courthouse  
 Room 2722 - 219 S. Dearborn Street  
 Chicago, Illinois 60604



**ORDER**

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Teste:

*John P. ...*  
 Deputy Clerk  
 of the United States  
 Court of Appeals for the  
 Seventh Circuit

July 29, 2009

*By the Court:*

No.: 09-2155	CLEMENS FRANEK, Plaintiff - Cross-Defendant - Appellant  v.  WALMART STORES, INCORPORATED and TARGET CORPORATION, Defendants  and  JAY FRANCO & SONS, INCORPORATED, Cross-Plaintiff - Appellee
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<b>Originating Case Information:</b>
District Court Nos.: 1:08-cv-00058 & 1:08-cv-01313 Northern District of Illinois, Eastern Division District Judge Robert M. Dow

The following is before the court: **APPELLEE FRANCO'S MOTION TO CORRECT CAPTION**, filed on June 22, 2009, by counsel for appellee Jay Franco & Sons, Incorporated.

On June 23, 2009, this court ordered the appellant to file a response to the motion by June 30, 2009. To this date, no response has been filed. Accordingly.

**IT IS ORDERED** that the clerk of this court shall modify the docket to reflect that Walmart Stores, Incorporated and Target Corporation are not parties in this appeal.

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