

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

|                                      |   |                                |
|--------------------------------------|---|--------------------------------|
| <b>BRIAN ELKINS</b>                  | ) |                                |
|                                      | ) |                                |
| <b>Plaintiff,</b>                    | ) |                                |
|                                      | ) |                                |
| <b>v.</b>                            | ) | <b>Cause No. 08-CV-577-WDS</b> |
|                                      | ) |                                |
| <b>YRC LOGISTICS SERVICES, INC.,</b> | ) |                                |
|                                      | ) |                                |
| <b>Defendant..</b>                   | ) |                                |

**ORDER**

**STIEHL, District Judge:**

Before the Court is plaintiff’s motion to remand (Doc. 12) to which defendant has filed a response indicating that it does not object to the remand in light of plaintiff’s stipulation that he will not seek an amount in excess of \$75, 000.

Accordingly, the Court **GRANTS** plaintiff’s motion to remand, and this matter is **REMANDED** to the Circuit Court for the Third Judicial Circuit, Madison County, Illinois. The Clerk of the Court is **DIRECTED** to remand this case to the Circuit Court and close this file.

**IT IS SO ORDERED.**

**DATED: November 24, 2008**

s/**WILLIAM D. STIEHL**  
District Judge