

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

<b>MICHAEL HALL,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	
	)	<b>Case No. 10-cv-00214-MJR</b>
<b>SUPERVISOR BENDOFF,</b>	)	
<b>LISA SHEMONIC, and</b>	)	
<b>MR. CLARK,</b>	)	
	)	
<b>Defendants.</b>	)	

**ORDER**

**REAGAN, District Judge:**

Before the Court is Plaintiff Michael Hall’s motion to “terminate” Lisa Shemonic as a defendant in this action (Doc. 60). Hall explains that he was misinformed that Shemonic was the supervisor of the mailroom at Menard Correctional Center.

A review of the record reveals that Shemonic has appeared, answered the complaint, and filed a motion for summary judgment. Therefore, Plaintiff cannot voluntarily dismiss Shemonic without the Court’s approval. *See* Fed.R.Civ.P. 41(a)(1). In accordance with Federal Rule of Civil Procedure 41(a)(2), and in consideration of Plaintiff’s admission that Shemonic was mistakenly named as a defendant, dismissal with prejudice is appropriate.

**IT IS THEREFORE ORDERED** that, for the reasons stated, Plaintiff Hall’s motion to voluntarily dismiss Defendant Lisa Shemonic (Doc. 60) is **GRANTED** pursuant to Federal Rule of Civil Procedure 41(a)(2); Shemonic is dismissed with prejudice. Final judgment against plaintiff and in favor of Shemonic will be entered after all claims against all defendants

are resolved.

**DATED: November 16, 2011**

**s/ Michael J. Reagan**  
**MICHAEL J. REAGAN**  
**UNITED STATES DISTRICT JUDGE**