

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

RODOLFO TORRES

CIVIL ACTION

VERSUS

NO. 11-1413

DANOS AND CUROLE MARINE
CONTRACTORS, LLC, ET AL

SECTION "N" (2)

ORDER AND REASONS

Local Rule 7.5 of the Eastern District of Louisiana requires that a memorandum in opposition to a motion be filed eight days prior to the noticed submission date. No memorandum in opposition to the following motion, noticed for submission on June 26, 2013, was filed:

“Motion for Summary Judgment,” filed by The Modern Group, Ltd. (Rec. Doc. 186).

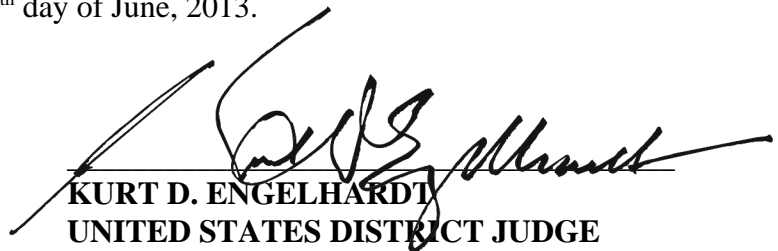
Further, the Court finds that the motion has merit. Accordingly,

IT IS ORDERED that the above motion is hereby **GRANTED**, and plaintiff’s claims against The Modern Group, Ltd. in this matter are hereby **DISMISSED** with prejudice.

A motion for reconsideration of this Order, if any, must be filed within twenty-eight days of the date this Order is entered by the Clerk of Court. The motion must be accompanied by opposition memorandum to the original motion. Because a motion for reconsideration would not have been necessary had a timely opposition memorandum been filed, the costs incurred in

connection with the motion, including attorneys' fees, will be assessed against the party moving for reconsideration. *See* FED. R. CIV. P. 16, 83. A statement of costs conforming to Local Rule 54.3 shall be submitted by all parties desiring to be awarded costs and attorneys' fees no later than eight days prior to the hearing on the motion for reconsideration.

New Orleans, Louisiana, this 26th day of June, 2013.



KURT D. ENGELHARDT
UNITED STATES DISTRICT JUDGE