

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

JOHN LOVE

CIVIL ACTION

VERSUS

NO. 12-1075

ZIMMER, INC.

SECTION "N" (1)

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 11, 2014, was filed:

"Defendant Zimmer, Inc.'s Motion for Summary Judgment" (Rec. Doc. 16).

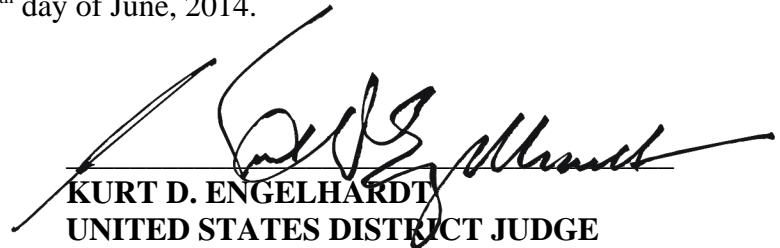
Further, the Court finds that the motion has merit. Accordingly;

IT IS ORDERED that Defendant Zimmer, Inc.'s Motion for Summary Judgment (**Rec. Doc. 16**) is hereby **GRANTED**, and the plaintiff's claims are hereby **DISMISSED WITH PREJUDICE**.

A motion for reconsideration of this Order, if any, must be filed within ten (10) 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 11th day of June, 2014.



KURT D. ENGELHARDT
UNITED STATES DISTRICT JUDGE