

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

**DEXTER AUSTIN
As Next Friend of James Jamal Austin**

PLAINTIFF

V.

NO. 4:17CV00072-JMV

COMMISSIONER OF SOCIAL SECURITY

DEFENDANT

ORDER DISMISSING CASE

Before the Court is Plaintiff's unopposed Motion To Dismiss Appeal [18]. In support of the motion, Plaintiff states, *inter alia*, that there is "no legitimate basis for appeal."

Pursuant to FED. R. CIV. P. 41(a)(2), "an action may be dismissed at the plaintiff's request only by court order, on terms that the court considers proper." The Court, having been advised defendant does not oppose the motion, finds the motion should be granted for good cause shown. Therefore, it is

ORDERED that the instant motion is granted, and this case is **DISMISSED**.

This, the 17th day of November, 2017.

/s/ Jane M. Virden
UNITED STATES MAGISTRATE JUDGE