

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

U.S. RESORT MANAGEMENT, INC. et. at.,)
)
Plaintiffs,)
)
vs.)
)
L. BRIAN WHITFIELD, et al.,)
)
Defendants.)

Case No. 4:10-cv-1236 JCH

ORDER OF DISMISSAL

On **November 23, 2010**, this Court ordered plaintiff to show cause why the complaint against defendants **L. Brian Whitfield and Sommet Group, LLC** should not be dismissed without prejudice for failure to serve process within 120 days. Plaintiff has not responded to that order.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiff's complaint against defendants **L. Brian Whitfield and Sommet Group, LLC** is **DISMISSED** without prejudice pursuant to Rule 4(m), Fed.R.Civ.P.

Dated this 8th day of December, 2010.

/s/ Jean C. Hamilton
UNITED STATES DISTRICT JUDGE