

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

MICHAEL E. SPREADBURY,

CV 11-64-M-DWM-JCL

Plaintiff,

vs.

Federal Rule of Civil Procedure
72(b)(1) Recommendation

BITTERROOT PUBLIC LIBRARY,
CITY OF HAMILTON,
LEE ENTERPRISES, INC., and
BOONE KARLBERG, P.C.,
DR. ROBERT BROPHY, TRISTA
SMITH, NANSU RODDY,
JERRY STEELE, STEVE SNAVELY,
STEVEN BRUNER-MURPHY,
RYAN OSTER, KENNETH S. BELL,
and JENNIFER LINT

Defendants.

On May 31, 2012, Plaintiff Michael Spreadbury filed a motion requesting that he be allowed to voluntarily dismiss this action in its entirety. Although Mr. Spreadbury characterized the motion as one brought under Fed. R. Civ. P. 41(a)(1)(A)(i), the Court properly construed the motion as one brought under Fed. R. Civ. P. 41(a)(2). Mr. Spreadbury's motion did not indicate whether he was requesting dismissal with or without prejudice. But in response to the motion, the sole remaining Defendant Lee Enterprises, Inc. advised the Court that it opposed

