MacGregor v. Hillman et al Doc. 58

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JACK E. MACGREGOR,	)	4:07CV3263
	)	
Plaintiff,	)	
	)	
v.	)	**MEMORANDUM**
	)	**AND ORDER**
MICHELE HILLMAN, et al.,	)	
	)	
Defendants.	)	

This matter is before the court on its own motion. On April 13, 2009, Defendants filed a Suggestion of Death, stating that Plaintiff "died on Thursday, February 28, 2009." (Filing No. 55.) The court then entered a Memorandum and Order permitting Plaintiff's survivors until July 13, 2009, "to submit an appropriate motion for substitution." (Filing No. 56.) The court warned that "[i]f no motion is filed, this matter will be dismissed." (*Id.*) No motion for substitution has been filed.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice.

2. A separate judgment will be entered in accordance with this Memorandum and Order.

July 29, 2009. BY THE COURT:

Richard G. Kopf
United States District Judge

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