Encinger v. The City of Grand Island Doc. 11

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

RAPHAEL F. ENCINGER,	)	4:08CV3242
	)	
Plaintiff,	)	
	)	
v.	)	**MEMORANDUM**
	)	**AND ORDER**
THE CITY OF GRAND ISLAND,	)	
	)	
Defendant.	)	

This matter is before the court on its own motion. On February 19, 2009, the court entered a Memorandum and Order directing Plaintiff to file an amended complaint no later than March 23, 2009 in order to "adequately state a factual and legal basis for his claims." (Filing No. 10 at CM/ECF p. 3.) The court warned Plaintiff that failure to file an amended complaint by that deadline would result in the dismissal of this matter without further notice. (*Id.*) Plaintiff has not filed an amended complaint or any other response to the court's February 19, 2009 Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice because Plaintiff failed to prosecute this matter diligently and failed to comply with this court's orders.

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

April 16, 2009. BY THE COURT:

s/Richard G. Kopf
United States District Judge

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