

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

MICHAEL R. RHONE,)	CASE NO. 4:10CV3048
)	
Plaintiff,)	
)	
v.)	MEMORANDUM
)	AND ORDER
DEPARTMENT OF CORRECTIONAL)	
SERVICES, et al.,)	
)	
Defendants.)	

This matter is before the court on Plaintiff’s Motion to Amend. (Filing No. [6](#).) In his Motion, Plaintiff re-argues the merits of his claims and requests that the court permit him to amend his Complaint. (*Id.*) However, the court conducted a detailed initial review and dismissed the Complaint on April 23, 2010, because Defendants are entitled to sovereign immunity. (Filing No. [4](#).) This matter has been closed for more than three months, and amendment at this stage of the proceedings would be futile.

IT IS THEREFORE ORDERED that: Plaintiff’s Motion to Amend (Filing No. [6](#)) is denied.

DATED this 28th day of July, 2010.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge

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