

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JENNIFER SUE MEYER, )  
)  
Plaintiff, )  
)  
v. )  
)  
MICHAEL J. ASTRUE, )  
Commissioner of Social Security )  
Administration, )  
)  
Defendant. )

4:10CV3239

**MEMORANDUM  
AND ORDER**

This matter is before the court on its own motion. On May 23, 2011, the court entered a briefing order stating that “Plaintiff shall file a brief by June 22, 2011.” (Filing [16](#).) Plaintiff did not file a brief by this deadline. (*See* Docket Sheet.) On October 6, 2011, the court gave Plaintiff until October 21, 2011, to show cause why this matter should not be dismissed pursuant to [Federal Rule of Civil Procedure 41\(b\)](#) for failure to prosecute and comply with the court’s orders. Plaintiff did not respond. (*See* Docket Sheet.) Accordingly,

IT IS 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.

DATED this 26<sup>th</sup> day of October, 2011.

BY THE COURT:

*s/ Richard G. Koff*

United States District Judge

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