

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

LEE SHAVER,)
)
Plaintiff,)
)
 vs.)
)
CLEAN HARBORS ENVIRONMENTAL)
SERVICES, INC., a Massachusetts)
corporation,)
)
Defendant.)

7:09CV5013

ORDER

This matter is before the court on the defendant's Motion for Leave to File a Third-Party Complaint (#33) against M.C. Schaff & Associates, Inc. No response in opposition was filed.

Under Fed. R. Civ. P. 14(a)(1), "A defending party may, as third-party plaintiff, serve a summons and complaint on a nonparty who is or may be liable to it for all or part of the claim against it." Defendant's proposed pleading meets the requirements of Rule 14(a)(1).

IT IS ORDERED that defendant's Motion (#33) is granted. Defendant shall file and serve the Third-Party Complaint no later than August 10, 2010.

DATED July 20, 2010.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**