

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

LAURENCE R. GOODEN,)
)
 Plaintiff,)
)
 v.)
)
 UNKNOWN SAMPSON,)
)
 Defendants.)

8:08CV55

**MEMORANDUM
AND ORDER**

This matter is before the court on its own Motion. On November 12, 2008, the court granted Plaintiff’s Motion for Leave to File Amended Complaint (filing no. [19](#)) and permitted Plaintiff until January 14, 2009 to serve the newly-added Defendants. (Filing No. [32](#).) The court warned Plaintiff that “failure to obtain service of process on a defendant by January 14, 2009 may result in dismissal of this matter without further notice as to such defendant.” (*Id.* at CM/ECF p. 3.) Plaintiff has not returned any summons forms and therefore failed to complete service of process on Defendants Bell and Newton.

IT IS THEREFORE ORDERED that:

1. Plaintiff’s claims against Defendants Monika Bell and Jeffrey L. Newton are dismissed without prejudice.

2. A separate progression order will be entered progressing this case to final disposition.

March 23, 2009.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge