

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JOSE MORALES, et al.,	)	
	)	
Plaintiffs,	)	8:08CV88
	)	
and	)	
	)	
GABRIEL SANCHEZ CLAUDIO, et al.,	)	
	)	
Plaintiffs,	)	8:08CV161
	)	
vs.	)	
	)	
GREATER OMAHA PACKING	)	<b>MEMORANDUM AND ORDER</b>
COMPANY, INC.,	)	
	)	
Defendant.	)	

This matter is before the court on defendant’s motion to dismiss with prejudice (1) Claudio and Figueroa as Party-Plaintiffs in this case; (2) Claudio and Figueroa as class representatives for the Rule 23 class; (3) Rosales as an Opt-In Plaintiff in this case; and (3) all of the Federal Labor Standards Act claims asserted by Claudio, Figueroa, and Rosales in this lawsuit against defendant under Fed. R. Civ. P. 41(b), with each party to bear its own costs. Filing No. [152](#). There has been no opposition to this motion, and the court notes that defendant’s counsel represents that plaintiffs’ counsel has no objection to this motion.

IT IS ORDERED that defendant’s motion to dismiss, Filing No. [152](#), is granted as follows: (1) Claudio and Figueroa as Party-Plaintiffs in this case; (2) Claudio and Figueroa as class representatives for the Rule 23 class; (3) Rosales as an Opt-In Plaintiff in this case; and (3) all of the Federal Labor Standards Act claims asserted by Claudio, Figueroa,

and Rosales in this lawsuit against defendant are all dismissed with prejudice pursuant to Fed. R. Civ. P. 41(b), with each party to bear its own costs.

DATED this 22<sup>nd</sup> day of September, 2010.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief District Judge

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