

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

PAULA POGGE, )  
)  
Plaintiff, )  
)  
v. )  
)  
SHEET METAL WORKERS' )  
INTERNATIONAL ASSOCIATION LOCAL 3, )  
SHEET METAL WORKERS' )  
INTERNATIONAL ASSOCIATION, and )  
SHEET METAL WORKERS' JOINT )  
APPRENTICESHIP TRAINING )  
COMMITTEE, )  
)  
Defendants. )

8:08CV191

MEMORANDUM AND ORDER

This matter is before the court on plaintiff's motion to reconsider, Filing No. [43](#), this court's Memorandum and Order, Filing No. [42](#), wherein this court granted defendants' motion to dismiss, Filing No. [33](#), as plaintiff failed to properly serve defendants in this case. The court has carefully reviewed the motion for consideration and the briefs in support and in opposition. Filing Nos. [43](#), [44](#) and [45](#). The court finds no basis in fact or law to grant the motion. Accordingly, the court will deny the motion for reconsideration.

THEREFORE, IT IS ORDERED that plaintiff's motion for reconsideration, Filing No. [43](#), is denied.

DATED this 10<sup>th</sup> day of August, 2009.

BY THE COURT:

s/ Joseph F. Bataillon  
\_\_\_\_\_  
Chief District Judge