

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

SEAN THOMSEN,)	
)	
Plaintiff,)	8:09CV422
)	
v.)	
)	
R+L CARRIERS SHARED SERVICES,)	ORDER
LLC, and R+L CARRIERS,)	
)	
Defendants.)	
)	

This matter is before the court on the plaintiff's motion to dismiss his claims against defendant R+L Carriers and his claims under the Family and Medical Leave Act, [29 U.S.C. § 2601 et seq.](#), against both defendants. Filing No. [48](#). Defendants indicate that they have no objection to the dismissal, as long as it is a dismissal with prejudice. Filing No. [52](#). The plaintiff concedes that the dismissal should be with prejudice. Filing No. [53](#). Accordingly, the court finds the motion should be granted and those claims will be dismissed.

IT IS ORDERED:

1. The plaintiff's motion to dismiss (Filing No. [48](#)) is granted.
2. The plaintiff's claims against defendant R&L Carriers are dismissed, with prejudice, each party to bear its own costs.
3. The plaintiff's claim for violation of the Family and Medical Leave Act by R+L Carriers Shared Services, LLC, is dismissed, with prejudice, each party to bear its own costs.

DATED this 24th day of January, 2011.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge

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