

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

MARIA OLMEDO, )  
Plaintiff, ) 8:11CV209  
v. )  
J.F. O'NEILL PACKING, INC., )  
Defendant. )  
\_\_\_\_\_  
)

Before the court is the Findings and Recommendation of United States Magistrate Judge Thomas D. Thalken, Filing No. [5](#). No objection has been filed to the Findings and Recommendation. Pursuant to [NECivR 72.2](#) and [28 U.S.C. § 636\(b\)\(1\)\(C\)](#), the court has conducted a de novo review of the record and adopts the Findings and Recommendation in its entirety.

THEREFORE, IT IS HEREBY ORDERED that:

1. The Findings and Recommendation, Filing No. [5](#), is adopted in its entirety.
2. The plaintiff's complaint, Filing No. [1](#), is hereby dismissed as to the defendant, J.F. O'Neill Packing, without prejudice, pursuant to [FRCP 4\(m\)](#).

DATED this 23<sup>rd</sup> day of November, 2011.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge

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