

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

<b>BILLY TYLER,</b>	)	<b>CASE NO. 8:12CV221</b>
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>MEMORANDUM</b>
	)	<b>AND ORDER</b>
<b>ETTA GRAVES, et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

This matter is before the court on its own motion. On August 13, 2012, the court entered a Memorandum and Order directing Plaintiff to file an amended complaint no later than September 10, 2012. (Filing No. [6](#).) The court warned Plaintiff that failure to file an amended complaint by that deadline would result in the dismissal of this matter without further notice. Plaintiff has not filed an amended complaint or any other response to the court's Memorandum and Order.

IT IS THEREFORE ORDERED that: This matter is dismissed without prejudice because Plaintiff failed to prosecute this matter diligently and failed to comply with this court's orders. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 11<sup>th</sup> day of October, 2012.

BY THE COURT:

s/Laurie Smith Camp  
Chief United States District Judge

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