

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

| | | |
|------------------|---|-------------------|
| JASON M. BRUNO, |) | 8:12CV271 |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | MEMORANDUM |
| |) | AND ORDER |
| MRS BPO, L.L.C., |) | |
| |) | |
| Defendant. |) | |

This matter is before the court on Plaintiff’s Notice of Case Dismissal, which the court liberally construes as a Motion for Voluntary Dismissal pursuant to Federal Rule of Civil Procedure 41. (Filing No. [7](#).) Plaintiff’s Motion asks this court to dismiss the case with prejudice with each party to pay its own fees and costs. ([Id.](#))

Pursuant to Federal Rule of Civil Procedure 41, a court may grant a plaintiff’s request for voluntary dismissal “on terms that the court considers proper.” [Fed. R. Civ. P. 41\(a\)\(2\)](#). Here, Defendant has not objected to the Motion, and the time in which to do so has now passed. Accordingly, the court finds that voluntary dismissal is proper.

IT IS THEREFORE ORDERED that: Plaintiff’s Motion for Voluntary Dismissal (Filing No. [7](#)) is granted, and this matter is dismissed with prejudice with each party to pay its own fees and costs. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 8th day of November, 2012.

BY THE COURT:

s/ John M. Gerrard
United States District Judge

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