

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

RUTH C. COLEMAN, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 CORRECT CARE SOLUTIONS, )  
 )  
 Defendant. )

8:13CV82

**MEMORANDUM  
AND ORDER**

This matter is before the court on Plaintiff’s Amended Complaint. (Filing No. [7](#).) On August 8, 2013, the court conducted an initial review of Plaintiff’s Complaint. In this initial review, the court determined that Plaintiff had not filed a copy of her right-to-sue notice from the Equal Employment Opportunity Commission (“EEOC”). (Filing No. [6](#).) On the court’s own motion, the court gave Plaintiff 30 days in which to file a copy of her right-to-sue notice or amend her Complaint to allege that she filed suit within 90 days of her receipt of a right-to-sue notice from the EEOC. (*Id.* at CM/ECF pp. 3-4.) To date, Plaintiff has not filed a copy of her right-to-sue notice, and her Amended Complaint does not allege that she filed suit within 90 days of her receipt of a right-to-sue notice from the EEOC. (*See* Filing No. [7](#).) Accordingly,

IT IS THEREFORE ORDERED that:

1. Plaintiff will be given 20 days to show cause why this case should not be dismissed for her failure to file suit within 90 days of her receipt of a right-to-sue notice. In order for this matter to proceed, Plaintiff must show either that she filed suit within 90 days of receipt of a right-to-sue notice, or that equitable or exceptional circumstances exist that warrant tolling of the 90-day period.

2. The court directs the Clerk of the court to set the following pro se case management deadline in this matter: October 29, 2013: Deadline for Plaintiff to show cause.

3. The court reserves the right to conduct further review of Plaintiff's claims pursuant to [28 U.S.C. § 1915\(e\)\(2\)](#) after Plaintiff addresses the matters set forth in this Memorandum and Order.

DATED this 11th day of October, 2013.

BY THE COURT:

*s/ John M. Gerrard*

United States District Judge

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