

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

**ANTONIO LEDESMA, as personal  
representative for the estate of  
Maria Ledesma (deceased) and as  
legal guardian of Nancy Osorio (a  
minor),**

**Plaintiff,**

**vs.**

**RICHARD BRAHMER, d/b/a  
Brahmer Trucking,**

**Defendant and  
Cross-Claimant,**

**vs.**

**RICARDO OSORIO TORRES,**

**Defendant, Cross-  
Claim Defendant.  
Third-Party  
Plaintiff.**

**8:13CV310**

**ORDER**

This matter is before the court on the defendant and cross-claimant's, Richard Brahmer (Brahmer), Motion to Strike Third-Party Petition (Filing No. 52). Brahmer filed a brief (Filing No. 53) in support of the motion. Ricardo Osorio Torres (Osorio), the defendant, cross-claim defendant, and third-party plaintiff, filed a brief (Filing No. 63) in response. Brahmer seeks to strike Osorio's Third-Party Petition (Filing No. 50), which names John Doe, an unidentified driver, because it is improper under Iowa law. **See** Filing No. 53 - Brief. Osorio states he does not object to this court striking the Third-Party Petition against John Doe. **See** Filing No. 63 - Response. Accordingly,

**IT IS ORDERED:**

1. Brahmer's Motion to Strike Third-Party Petition (Filing No. 52) is granted.
2. Osorio Third-Party Petition (Filing No. 50) is hereby stricken.

Dated this 18th day of February, 2015.

BY THE COURT:

s/ Thomas D. Thalken  
United States Magistrate Judge