

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ERNEST MEDINA,

)

8:14CV301

)

Plaintiff,

)

)

v.

)

**MEMORANDUM  
AND ORDER**

)

MICHAEL THURBER,

)

)

Defendant.

)

On March 31, 2015, the court ordered Plaintiff to file an amended complaint within 30 days or face dismissal of this action. To date, Plaintiff has not filed an amended complaint or taken any other action in this matter.

IT IS THEREFORE ORDERED that: This matter is dismissed without prejudice because Plaintiff failed to prosecute it 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 4<sup>th</sup> day of June, 2015.

BY THE COURT:

s/ Joseph F. Bataillon  
Senior United States District Judge