

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

WILLIAM LEE DOUGLAS, II, et al.,

Defendants.

8:15-CV-57

ORDER

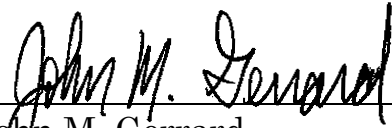
This matter is before the Court on the plaintiff's Notice of Dismissal (filing 26). Pursuant to that notice, the plaintiff's claims will be dismissed without prejudice. *See Rule 41(a)(1)(A)(i)*. The Court notes that the plaintiff is not precluded by the automatic bankruptcy stay from voluntarily dismissing its claims against the defendants, as such a dismissal is not a "continuation" of a proceeding against a debtor within the meaning of 11 U.S.C. § 362(a)(1). *See Dennis v. A.H. Robins Co., Inc.*, 860 F.2d 871, 872 (8th Cir. 1988); *see also O'Donnell v. Vencor Inc.*, 466 F.3d 1104, 1110-11 (9th Cir. 2006).

IT IS ORDERED:

1. The plaintiff's complaint is dismissed without prejudice.
2. This case is closed.

Dated this 2nd day of March, 2016.

BY THE COURT:

  
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John M. Gerrard  
United States District Judge