

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DALE BARTA,

Plaintiff,

vs.

TAMI YEOMANS, et al.,

Defendants.

8:16-CV-242

NOTICE


The Court is in receipt of the plaintiff's recently filed statement ([filing 41](#)). Because the plaintiff's filing is not recognized by the Federal Rules of Civil Procedure, it will not be acted upon by the Court.

The plaintiff's filing is not, for instance, a motion to alter or amend the judgment pursuant to [Fed. R. Civ. P. 59\(e\)](#): it does not assert manifest errors of law or fact or present newly discovered evidence, *see United States v. Metro. St. Louis Sewer Dist.*, 440 F.3d 930, 934 (8th Cir. 2006), nor was it filed within 28 days of the judgment. Nor does it assert grounds for relief cognizable under [Fed. R. Civ. P. 60\(b\)](#). *See Freeman v. Wyeth*, 764 F.3d 806, 809 (8th Cir. 2014). And it neither purports to be a notice of appeal, nor was it filed within 30 days of the judgment. *See Fed. R. App. P. 4(a)(1)(A)*.

In sum: this case is closed, and the plaintiff's statement does not require action by the Court.

Dated this 13th day of November, 2019.

BY THE COURT:

  
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John M. Gerrard  
Chief United States District Judge