

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

LISA RUSS,

Plaintiff,

vs.

UNITED STATES DEPARTMENT OF
EDUCATION, KEVIN W. RUSS, an individual;
and GREAT LAKES HIGHER EDUCATION
CORPORATION AND AFFILIATES,

Defendants.

8:17CV198

ORDER

Before the court is the Findings and Recommendation of United States Magistrate Judge Michael D. Nelson, [Filing No. 40](#), recommending that this court dismiss defendant Kevin W. Russ pursuant to [Federal Rule of Civil Procedure 4\(m\)](#) or for want of prosecution.

No objection has been filed to the Findings and Recommendation. The court has conducted a de novo review of the record and adopts the Findings and Recommendation in its entirety.

THEREFORE, IT IS HEREBY ORDERED that:

- (1) The Findings and Recommendation, [Filing No. 40](#), is adopted in its entirety; and
- (2) Defendant Kevin W. Russ is dismissed, without prejudice, for plaintiff's failure of service and want of prosecution.

Dated this 1st day of December, 2017.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge