

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

MODESTO A. COVARRUBIAS,

Plaintiff,

vs.

THE UNITED STATES DISTRICT
COURT FOR THE DISTRICT OF
NEBRASKA,

Defendant.

8:18CV283

**MEMORANDUM
AND ORDER**

This matter is before the court on Plaintiff's correspondence which the court construes as a motion to reopen his case. ([Filing No. 20.](#)) Plaintiff states that he "would like to proceed in law suit." (*Id.*) The court dismissed this matter without prejudice on June 10, 2019, because Plaintiff's claims against the named Defendant are barred by sovereign immunity as well as by *Heck v. Humphrey*, 512 U.S. 477 (1994). (Filing Nos. [18](#) & [19.](#)) Accordingly,

IT IS THEREFORE ORDERED that:

1. Plaintiff's motion to reopen his case ([filing no. 20](#)) is denied.
2. The clerk of the court is directed to send a copy of this Memorandum and Order to the address on file for Plaintiff and to 3716 Tuzalin Ave., Lincoln, NE 68507 pursuant to Plaintiff's request in his motion.

Dated this 30th day of August, 2019.

BY THE COURT:

s/ Richard G. Kopf

Senior United States District Judge