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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

RIGHTHAVEN LLC,  
Plaintiff,  
v.  
HOWARD HEYS,  
Defendant.

Case No. 2:10-CV-01110-KJD-RJJ

**ORDER**

Plaintiff's Complaint (#1) was filed July 7, 2010. Federal Rule of Civil Procedure 4(m) requires service of summons and complaint to be made upon a defendant 120 days after the filing of the complaint. The 120 day time period for effecting service of the summons and complaint upon Defendant expired no later than November 4, 2010. Plaintiff has not yet filed proof of service.

Accordingly, IT IS HEREBY ORDERED that Plaintiff shall have up to and including November 22, 2010 to file proof of service of the summons and complaint within the allowed time. If Plaintiff fails to respond or to file proof of service, the Court will dismiss the complaint without prejudice in accordance with Federal Rule of Civil Procedure 4(m).

DATED this 5<sup>th</sup> day of November 2010.



Kent J. Dawson  
United States District Judge