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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ON STAGE ENTERTAINMENT, INC.,

Plaintiff,

v.

LIC THEATRES, LLC,

Defendant.

Case No. 2:11-CV-00086-KJD-LRL

ORDER

Plaintiff's Complaint (#1) was filed January 18, 2011. 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 May 18, 2011. On May 19, 2011, the Court ordered Plaintiff to file proof of service of the summons and complaint no later than June 6, 2011, and warned Plaintiff that failure to do so would result in the complaint against Defendant being dismissed without prejudice.

Plaintiff has failed to file proof of service on Defendant, or to otherwise respond to the Court's order. Therefore, the Court dismisses Plaintiff's complaint without prejudice against

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1 Defendant for failure to serve Defendant in compliance with Rule 4(m). The Clerk of the Court
2 shall close this case.

3 **IT IS SO ORDERED.**

4 DATED this 21st day of June 2011.

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Kent J. Dawson
United States District Judge

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