

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3
4 Donald Kinsman,
5 Plaintiff

6 v.

7 Naphcare, Inc., et al.,
8 Defendants

2:17-cv-0152-JAD-NJK

**Order Granting Unopposed
Motion to Dismiss Claims against
Clark County Detention Center**

[ECF No. 8]

9
10 Plaintiff Donald Kinsman sues various entities for actions that he alleges occurred during
11 his detention at the Clark County Detention Center (CCDC). The CCDC moves to dismiss all
12 claims against it, primarily because the CCDC is a building, not an entity capable of being sued.¹
13 Plaintiff has not opposed the motion, and the deadline for response passed without any request
14 for an extension. Local Rule 7-2(d) states that the “failure of an opposing party to file points and
15 authorities in response to” a motion to dismiss “constitutes a consent to the granting of the
16 motion.”² I invoke LR 7-2(d) and deem the plaintiff’s failure to oppose this motion to dismiss as
17 consent to granting the motion; accordingly,

18 IT IS HEREBY ORDERED that the Clark County Detention Center’s Motion to Dismiss
19 [ECF No. 8] is **GRANTED**; all claims against the Clark County Detention Center are
20 **DISMISSED**;

21 IT IS FURTHER ORDERED that **the hearing** on this motion, scheduled for 3/20/17 at
22 3:00 p.m., is **VACATED**.

23 DATED: February 22, 2017

24 
25 _____
Jennifer A. Dorsey
United States District Judge

26 _____
27 ¹ ECF No. 8. Any opposition was due by 2/13/17.

28 ² Nev. L.R. 7-2(d).