

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

BILLY M. SMITH,

Plaintiff,

:

Case No. 3:10-cv-448

-vs-

District Judge Thomas M. Rose

Magistrate Judge Michael R. Merz

:

MONTGOMERY COUNTY
SHERIFF'S OFFICE, et al.,

Defendants.

**ORDER WITHDRAWING REPORT AND RECOMMENDATIONS AND
EXTENDING TIME FOR SERVICE OF PROCESS**

On Motion of the Plaintiff (Doc. No. 10) and for good cause shown, the Report and Recommendations (Doc. No. 8) recommending dismissal for want of prosecution is withdrawn and Plaintiff's time to complete service of process in this case is extended to and including June 1, 2011.

March 23, 2011.

s/ **Michael R. Merz**
United States Magistrate Judge