

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

Nickey Gregory Company, LLC)
and Poppell’s Produce, Inc.,)
)
Plaintiffs,)

v.)

Robison Farms, LLC, and)
Cindy Robison,)
)
Defendants.)

C.A. Nos. 6:06-02070-HMH
6:06-02144-HMH

OPINION & ORDER

_____)
D&T Brokerage, Inc.,)
)
Plaintiff,)

v.)

Robison Farms, LLC, and)
Cindy Robison,)
)
Defendants.)

Intervenor Plaintiffs Bench Mark Potato Co., Inc., CH Robinson Worldwide, Inc., and Leone Pizzini & Sons, Inc. failed to respond to this court’s February 9, 2009 order requesting that the parties with pending claims respond as to the status of the pending claims within ten days. The court warned the parties that if no response was received, the court would dismiss the remaining claims for failure to prosecute. Having received no response, the court dismisses Bench Mark Potato Co., Inc., CH Robinson Worldwide, Inc., and Leone Pizzini & Sons, Inc.’s claims against the Defendants for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure.

IT IS SO ORDERED.

s/Henry M. Herlong, Jr.
United States District Judge

March 18, 2009
Greenville, South Carolina