IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

TYLER DIVISION

ROBERT C. FOSTER	ş	
V.	Ş	
VICKIE LACY	Ş	

CIVIL ACTION NO. 6:08cv290

ORDER ADOPTING REPORT AND RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE

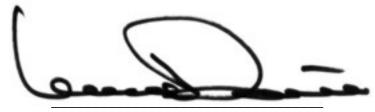
The <u>Report and Recommendation</u> of the Magistrate Judge, which contains her findings, conclusions, and recommendation for the disposition of this case has been presented for consideration. The Report and Recommendation recommends that the complaint be dismissed without prejudice for failure to prosecute pursuant to <u>Fed.R.Civ. P. 41(b)</u>. No written objections have been filed. The Court therefore adopts the findings and conclusions of the Magistrate Judge as those of the Court.

In light of the foregoing, it is

ORDERED that the complaint is **DISMISSED** without prejudice for failure to prosecute.

Fed.R.Civ.P. 41(b). Any motion not previously ruled on is **DENIED**.

So ORDERED and SIGNED this 6th day of October, 2008.



LEONARD DAVIS UNITED STATES DISTRICT JUDGE

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