

IN THE UNITED STATES COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

RICHARD C. HERLEVI and KELLI A.
HERLEVI,

Plaintiffs,

vs.

AUORA LOAN SERVICES, LLC and
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS,

Defendants.

MEMORANDUM DECISION AND
ORDER GRANTING MOTIONS TO
DISMISS

Case No. 2:10-CV-839 TS

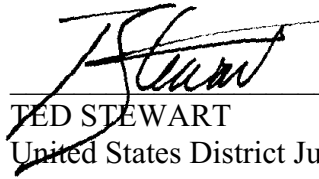
This matter is before the Court on Motions to Dismiss filed by both Defendants and Plaintiffs. Defendants seek dismissal under Fed.R.Civ.P. 4(m), which provides for dismissal of an action without prejudice if a defendant is not served within 120 days after the complaint is filed. Plaintiffs agree that this case should be dismissed without prejudice. Based on the Motions submitted by the parties, it is hereby

ORDERED that the Motions to Dismiss (Docket Nos. 2 and 3) are GRANTED. The above-entitled case is DISMISSED WITHOUT PREJUDICE.

The Clerk of the Court is directed to close this case forthwith.

DATED January 12, 2011.

BY THE COURT:



A handwritten signature in black ink, appearing to read "Ted Stewart", is written over a horizontal line.

TED STEWART
United States District Judge