

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT BLUEFIELD

DAVID BALL,

Plaintiff,

v.

CIVIL ACTION No. 1:24-00249  
(consolidated with 1:24-00323)

BASIM ANTOUN, M.D.,

Defendant.

**MEMORANDUM OPINION AND ORDER**

In his Answer and Affirmative Defenses (ECF No. 8), defendant asks that this action be dismissed. Plaintiff filed a response to the motion to dismiss. To the extent that defendant moved for dismissal, any motion to dismiss is **DENIED** for failure to comply with Local Rule of Civil Procedure 7.1(a)(2). That rule requires that a motion to dismiss be accompanied by a supporting memorandum.

The Clerk is directed to send copies of this Memorandum Opinion to counsel of record.

**IT IS SO ORDERED** this 29th day of August, 2024.

ENTER:



David A. Faber

Senior United States District Judge