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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN F. LONG,

Plaintiff,

-against-

CHARLES M. CARBERRY, et al.,

Defendants.

ORDER
92 Civ. 6179 (DNE)

EDELSTEIN, District Judge:

WHEREAS plaintiff brought this action against the International Brotherhood of Teamsters (the "IBT"), various IBT-affiliated entities and their officers, as well as Mr. Carberry, currently Chief Investigator of the Independent Review Board (the "IRB") of the IBT, Honorable Frederick B. Lacey, a member of the IRB, the Government and me; and

WHEREAS in November 1992, the defendants moved to dismiss the complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) for failure to state a claim upon which relief may be granted; and

WHEREAS plaintiff, for over eight months, has failed to oppose the motion; and

WHEREAS Rule 3(b) of the Civil Rules for the United States District Courts for the Southern and Eastern Districts of New York provides that failure to oppose a motion is "sufficient cause for . . . the granting of the motion by default;"

IT IS HEREBY ORDERED that defendants' motions to dismiss the complaint are GRANTED. The complaint is dismissed with prejudice, and this case shall be removed from the active docket.

SO ORDERED

DATED: August 2, 1993
New York, New York

Wang
U.S.D.J.