

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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ROBERT KUNFERMAN,  
Plaintiff,

v.

ORDER

XCEL ENERGY DOMESTIC CORPORATION,  
MARY E. OSBORNE, BRUCE VAN VALKENBURG,  
KEN RASMUSSEN and JOHN FARWELL,  
Defendants.

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Plaintiff filed the above entitled matter on December 6, 2006. Pursuant to Rule 4(m), Federal Rules of Civil Procedure, plaintiff had 120 days to serve the summons and complaint on the defendants. The 120 days have expired and there is no proof of service in the record. Accordingly, the above entitled matter will be dismissed without prejudice for plaintiff's failure to serve pursuant to Rule 4.

ORDER

IT IS ORDERED that judgment is entered  
DISMISSING plaintiff's complaint without prejudice for his failure to timely serve the defendants.

Entered this 10<sup>th</sup> day of April, 2007.

BY THE COURT:

S/

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JOHN C. SHABAZ  
District Judge