

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

THOMAS F. RUSSELL and
DONNA A. RUSSELL,

Plaintiff,

v.

MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.,

Defendant.

ORDER

11-cv-358-bbc

In an order entered on January 3, 2012, I gave defendant Mortgage Electronic Registration Systems, Inc. until January 13, 2012 to advise the court whether it agreed to a dismissal of this action without prejudice in response to plaintiffs' motion for voluntary dismissal, see dkt. #22. On January 9, 2012 defendant responded that it opposes dismissal of this case without prejudice.

The court advised plaintiffs that if defendant objected to their motion, plaintiffs would have until January 20, 2012 to withdraw their motion for voluntary dismissal or the dismissal would be with prejudice. Plaintiffs have failed to respond by their January 20 deadline. Accordingly, this case will be dismissed with prejudice.

ORDER

IT IS ORDERED that plaintiffs Thomas and Donna Russell's motion to dismiss this case, dkt. 22, is GRANTED IN PART; the case is DISMISSED but the dismissal is WITH PREJUDICE. The clerk of court is directed to enter judgment in favor of defendant Mortgage Electronic Registration Systems, Inc. and close this case.

Entered this 30th day of January, 2012.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge