

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

GALEN PATON, et al,

Plaintiffs,

vs.

No. 97-CV-1360 JEC/ACT

NEW MEXICO HIGHLANDS
UNIVERSITY, et al,

Defendants.

**ORDER DISMISSING CASE FOR LACK OF
PROSECUTION PURSUANT TO FED. R. CIV. P. 41(b)**

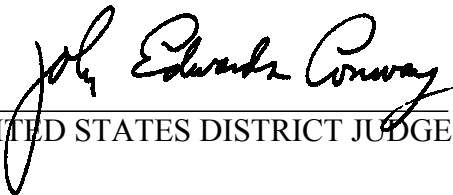
The last official action in this matter occurred in early August of 2007, at which time Magistrate Judge Alan Torgerson held a telephonic status conference. At that time, attorneys Kristen Galles for the Plaintiffs and Timothy White for the Defendants indicated that final changes had been made to an Agreement for Injunctive Relief and that they were awaiting only a decision from Risk Management on the issue of attorneys' fees. Since that time, there has been no action in this case.

The inherent power of the Court to dismiss for lack of prosecution is well-established. *AdvantEdge Bus. Grp. v. Thomas E. Mestmaker & Assocs., Inc.*, 552 F.3d 1233, 1236 (10th Cir. 2009). Pursuant to FED. R. CIV. P. 41(b), the Court entered an Order on February 15, 2012, directing Plaintiff to show cause, if she so had, within fourteen (14) days of the Order, why this action should not be dismissed for failure to prosecute. Plaintiff failed to respond to the Order

and more than 14 days have passed. Therefore, **IT IS ORDERED** that the claims in this action are hereby dismissed with prejudice.

IT IS SO ORDERED.

March 8, 2012.


SENIOR UNITED STATES DISTRICT JUDGE

