

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

Leonard Green  
Clerk

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Filed: March 04, 2009

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Ms. Linda Olivieri  
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P.O. Box 30217  
Lansing, MI 48909

Re: Case No. 08-2459, *Richard Heit v. MDOC, et al*  
Originating Case No. : 96-00800

Dear Sir or Madam,

The Court issued the enclosed Order today in this case.

Sincerely yours,

s/Louise Schwarber  
Case Manager  
Direct Dial No. 513-564-7015  
Fax No. 513-564-7096

cc: Mr. Ronald C. Weston

Enclosure

Case No. 08-2459

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

**ORDER**

RICHARD TERRY HEIT, named as Richard T. Heit on behalf of himself and all persons similarly situated, et al.,,

Plaintiff

and

ERIC MARTIN,

Movant - Appellant

v.

MICHIGAN DEPARTMENT OF CORRECTIONS, jointly and severally; MARJORIE VAN OCHTEN, in her official and individual capacity, jointly and severally; RICHARD STAPLETON, in his official and individual capacity, jointly and severally; THOMAS P. D'HAEM; LEN DENHOUTER; ALICE FLORIDA; BILL MARTIN, Director; DAN BOLDEN,

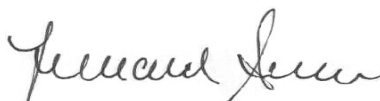
Defendants - Appellees

Appellant having previously been advised that failure to satisfy certain specified obligations would result in dismissal of the case for want of prosecution and it appearing that the appellant has failed to satisfy the following obligation(s):

The Appellant Brief was not filed by February 23, 2009.

It is therefore **ORDERED** that this cause be, and it hereby is, dismissed for want of prosecution.

**ENTERED PURSUANT TO RULE 45(a),  
RULES OF THE SIXTH CIRCUIT**  
Leonard Green, Clerk



Issued: March 04, 2009

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