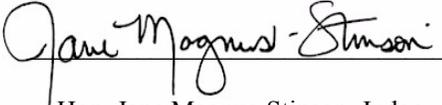


out prejudice for failure to prosecute. See [Link v. Wabash R. Co., 370 U.S. 626, 630-31 \(1962\)](#) (“The authority of a court to dismiss *sua sponte* for lack of prosecution has generally been considered an ‘inherent power,’ governed not by rule or statute but by the control necessarily vested in courts to manage their own affairs so as to achieve the orderly and expeditious disposition of cases”).

The Court has expended valuable resources in giving J&J every chance to pursue this litigation. This will be the last chance. See [GCIU Employer Retirement Fund v. Chicago Tribune Co., 8 F.3d 1195, 1198-99 \(7th Cir. 1993\)](#) (“[A] party cannot decide for itself when it feels like pressing its action and when it feels like taking a break because trial judges have a responsibility to litigants to keep their court calendars as current as humanly possible”) (quotation omitted). Any response to this Order must include a proposed schedule to promptly resolve this action. A failure to respond will be deemed consent to a dismissal without prejudice

06/13/2014


Hon. Jane Magnus-Stinson, Judge
United States District Court
Southern District of Indiana

Distribution via ECF to all counsel of record