

IN THE UNITED STATES COURT OF APPEALS

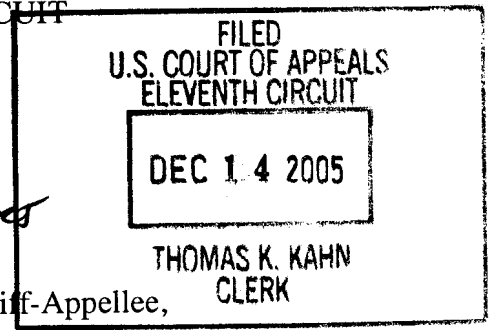
FOR THE ELEVENTH CIRCUIT

No. 05-14418-JJ

SOUTHEAST MILK, INC.,

5:05 mc 3.00-10645

Plaintiff-Appellee,



versus

GEOFFREY R. COATES,
"Grumpy",

Defendant-Appellant.

Appeal from the United States District Court for the
Middle District of Florida

ENTRY OF DISMISSAL

Pursuant to 11th Cir.R.42-2(c), this appeal is hereby dismissed for want of prosecution because the appellant has failed to file the appellant's brief and record excerpts within the time fixed by the rules, effective this 14th day of December, 2005.

FILED
REGISTERED 19 PM 2:15
CLERK OF THE U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

THOMAS K. KAHN
Clerk of the United States Court
of Appeals for the Eleventh Circuit

By: Carol P. Lewis
Deputy Clerk
FOR THE COURT - BY DIRECTION

A True Copy - Attested:
Clerk, U.S. Court of Appeals
Eleventh Circuit

By: *Carol P. Lewis*
Deputy Clerk
Atlanta, Georgia

United States Court of Appeals

Eleventh Circuit
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

Thomas K. Kahn
Clerk

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December 14, 2005

Sheryl L. Loesch
Clerk, U.S. District Court
207 NW 2ND ST RM 337
OCALA FL 34475-6666

Appeal Number: 05-14418-JJ
Case Style: Southeast Milk, Inc. v. Geoffrey R. Coates
District Court Number: 05-00003 MC-OC-10-GRJ

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2005 DEC 19 11 21 16
U.S. DISTRICT COURT
OCALA, FLORIDA

The enclosed certified copy of the Clerk's Entry of Dismissal for failure to prosecute in the above referenced appeal is issued as the mandate of this court. See 11th Cir. R. 41-4. Pursuant to 11th Cir. R. 42-2(c) and 42-3(c), when the appellant fails to timely file or correct a brief or record excerpts, the appeal shall be treated as dismissed on the first business day following the due date. This appeal was treated as dismissed on November 08, 2005.

Counsel and pro se parties are advised that pursuant to Fed.R.App.P. 25(a)(2)(A), a motion to set aside the dismissal and remedy the default "is not timely unless the clerk receives the papers within the time fixed for filing."

The district court clerk is requested to acknowledge receipt on the copy of this letter enclosed to the clerk.

Sincerely,

THOMAS K. KAHN, Clerk

Reply To: Carol P. Lewis (404) 335-6179

Encl.