

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEBRASKA

IN THE MATTER OF: )  
)  
MILLIGAN GRAIN CO., also )  
d/b/a WESTERN GRAIN & FERT. )  
)  
Debtor. )  
)  
FARMERS AND MERCHANTS BANK, )  
Milligan, Nebraska, )  
)  
Plaintiff, )  
)  
v. )  
)  
MILLIGAN GRAIN CO., also )  
d/b/a WESTERN GRAIN & FERT., )  
)  
Debtor, and )  
)  
VINCENT VALENTINO, Trustee, )  
)  
Defendants. )  
\_\_\_\_\_ )

CV. 83-0-574  
BK. 82-701

ORDER  
**FILED**  
DISTRICT OF NEBRASKA  
AT \_\_\_\_\_ M  
FEB 19 1985  
William L. Olson, Clerk  
By \_\_\_\_\_ Deputy

This matter comes on for determination with reference to an appeal of the July 27, 1983, order of the bankruptcy court. On March 5, 1984, this Court determined that the appeal was from a final order of the bankruptcy court and ordered appellant to submit a brief on the merits of the appeal. Appellant has not done so. Accordingly,

IT IS HEREBY ORDERED that the July 27, 1983, order of the bankruptcy court should be and the same is hereby affirmed; and

IT IS FURTHER ORDERED that this appeal is dismissed with prejudice, each party to pay its own costs.

BY THE COURT:

*William G. Aron*

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JUDGE, UNITED STATES DISTRICT COURT