

## **N.D.W.V. LBR 7055-1**

### **Default - Failure to Prosecute.**

In any pending adversary proceeding when it appears to the Court that the principal issues have been adjudicated, or have become moot, or that the parties have shown no manifest interest in further prosecution of the action, the Court may direct the Clerk to give written notice, by United States mail, or electronic means where applicable, to counsel of record that the action will be dismissed thirty (30) days from and after the date of the notice unless good cause for its nondismissal is shown. In the absence of good cause shown within such period of time, the Court may dismiss the action. The Clerk shall mail an attested copy of any order of dismissal to counsel of record.

### Cross Reference

Rule 41 Fed. R. Civ. Pro.  
Bankruptcy Rule 7041  
LR Civ P 41.01