


**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

ROBERT E. TIPPENS, JR.,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:18CV298-HEH
)	
HAROLD W. CLARKE,)	
)	
Defendant.)	

**MEMORANDUM OPINION
(Dismissing Action Without Prejudice)**

On May 18, 2018, the Court conditionally docketed Plaintiff’s action. Plaintiff requested leave to proceed *in forma pauperis*. By Memorandum Order entered on June 26, 2018, the Court directed Plaintiff to pay an initial partial filing fee of \$14.51 or state under penalty of perjury that he did not have sufficient assets to pay such a fee within eleven (11) days of the date of entry thereof. *See* 28 U.S.C. § 1915(b)(1). Plaintiff has neither paid the initial partial filing fee nor averred that he cannot pay such a fee.¹ Therefore, Plaintiff is not entitled to proceed *in forma pauperis*. Plaintiff’s disregard of the Court’s directives warrants dismissal of the action. Accordingly, the action will be dismissed without prejudice.

An appropriate Order shall accompany this Memorandum Opinion.


_____/s/
HENRY E. HUDSON
SENIOR UNITED STATES DISTRICT JUDGE

Date: July 26, 2018
Richmond, Virginia

¹ On July 18, 2018, Plaintiff filed a Motion for Release Pending Appellate Review (ECF No. 9) but did not address the Court’s June 26, 2018 Memorandum Order.