

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

| | | |
|-------------------------|---|--------------------------------|
| CHRISTOPHER M. JUSTICE, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | Civil Action No. 3:21CV249-HEH |
| |) | |
| JUDGE STEPHEN MAYAN, |) | |
| |) | |
| Defendant. |) | |

MEMORANDUM OPINION
(Dismissing Action Without Prejudice)

On May 13, 2021, the Court conditionally docketed Plaintiff’s action. Plaintiff requested leave to proceed *in forma pauperis*. By Memorandum Order entered on July 22, 2021, the Court directed Plaintiff to pay an initial partial filing fee of \$28.03 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. 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: August 12, 2021
Richmond, Virginia