

CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILEDIN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

April 17, 2024

LAURA A. AUSTIN, CLERK
BY: /s/T. Taylor
DEPUTY CLERKCHRISTOPHER DEWAYNE LUMPKIN,
Plaintiff,

Civil Action No. 7:23-cv-00701

v.

MAJOR MARTIN, et al.,
Defendant(s).MEMORANDUM OPINIONBy: Michael F. Urbanski
Chief United States District Judge

Plaintiff, proceeding pro se, filed a civil rights complaint, pursuant to 42 U.S.C. §1983. By order entered March 7, 2024, the court directed plaintiff to submit within 30 days from the date of the order to submit the consent to withholding of filing fees form in order to complete the application to proceed without the prepayment of the filing fee. Plaintiff was advised that a failure to comply would result in dismissal of this action without prejudice.

More than 30 days have elapsed, and plaintiff has failed to comply with the described conditions. Accordingly, the court dismisses the action without prejudice and strikes the case from the active docket of the court. Plaintiff may refile the claims in a separate action once plaintiff is prepared to comply with the noted conditions.

The Clerk is directed to send a copy of this Memorandum Opinion and accompanying Order to plaintiff.

Entered: April 17, 2024

Michael F. Urbanski
Chief U.S. District Judge
2024.04.17 16:41:48
-04'00'Michael F. Urbanski
Chief United States District Judge