

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-01037-BNB

JONATHAN LEE RICHES d/b/a BERNARD MADOFF a/k/a POLITICO.COM EDITOR,

Plaintiff,

v.

CAPT. RICHARD PHILLIPS d/b/a MAERSK ALABAMA CAPTAIN a/k/a  
A.P. MOLLER MAERSK AS,  
MAERSK LINE LTD.,  
USS BAINBRIDGE,  
CMDR. FRANK CASTELLANO,  
VICE ADM. BILL GORTNEY,  
U.S. NAVAL FORCES CENTRAL COMMAND,  
ANDREA PHILLIPS,  
MOMBASA KENYA INC.,  
UNDERHILL VERMONT LTD., and  
TITANIC,

**FILED**  
UNITED STATES DISTRICT COURT  
DENVER, COLORADO

JUN 15 2009

GREGORY C. LANGHAM  
CLERK

Defendants.

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ORDER OF DISMISSAL

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Plaintiff, Jonathan Lee Riches, is a prisoner in the custody of the United States Bureau of Prisons who currently is incarcerated at the Federal Medical Center in Lexington, Kentucky. He submitted to the Court *pro se* a motion titled "Preliminary Injunction, Temporary Restraining Order, TRO."

The Court reviewed the document and determined it was deficient. Therefore, in an order filed on May 5, 2009, Magistrate Judge Boyd N. Boland directed the clerk of the Court to commence a civil action and directed Mr. Riches to cure certain deficiencies in the case within thirty days if he wished to pursue his claims.


The May 5, 2009, order pointed out that Mr. Riches failed to submit either the \$350.00 filing fee or to file on the proper, Court-approved form a Prisoner's Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. § 1915. The order also pointed out that Mr. Riches failed to submit on the proper, Court-approved form a Prisoner Complaint. The order warned Mr. Riches that if he failed to cure the designated deficiencies within thirty days, the complaint and the action would be dismissed without prejudice and without further notice. Mr. Riches has failed within the time allowed to cure the designated deficiencies or otherwise to communicate with the Court in any way. Accordingly, it is

ORDERED that the complaint and the action are dismissed without prejudice for failure to cure and for failure to prosecute. It is

FURTHER ORDERED that the motion for a preliminary injunction and a temporary restraining order is denied as moot.

DATED at Denver, Colorado, this 16 day of June, 2009.

BY THE COURT:

  
ZITA L. WEINSHIENK, Senior Judge  
United States District Court

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

**CERTIFICATE OF MAILING**

Civil Action No. 09-cv-01037-BNB

Jonathan Lee Riches  
d/b/a Bernard Madoff  
Reg. No. 40948-018  
Federal Medical Center  
PO Box 14500  
Lexington, KY 40512

I hereby certify that I have mailed a copy of the **ORDER AND JUDGMENT** to the  
above-named individuals on 6/15/09

GREGORY C. LANGHAM, CLERK

By: 

Deputy Clerk