

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

DULCIDIO QUIRINDONGO, <i>pro se</i>,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 04-1378 (RCL)
)	
DRUG ENFORCEMENT ADMINISTRATION, <i>et al.</i>,)	
)	
Defendants.)	
)	

DEFENDANTS' REPLY

Defendants, through their undersigned counsel, respectfully submit this reply pursuant to the Court's December 16, 2004 Order (Docket # 16).

The Court's December 16, 2004 Order required that "defendants shall file their dispositive motion by January 18, 2005, plaintiff shall file his response by February 18, 2005, and defendants shall file their reply by March 18, 2005." Docket # 16. Citing *Fox v. Strickland*, 837 F.2d 507 (D.C.Cir. 1998) and *Neal v. Kelly*, 963 F.2d 453 (D.C. Cir. 1992), the Court also advised "plaintiff that he must respond to defendants' dispositive motion by the deadline provided" and that "[i]f he does not respond, the Court will treat defendants' motion as conceded and may dismiss the case." Docket # 16.

Defendants filed their motion for summary judgment on January 14, 2005. Docket # 17. Plaintiff did not respond to Defendants' motion by February 18, 2005, nor has Plaintiff responded thereafter. In accordance with the Court's Order that "defendants shall file their reply by March 18, 2005," Defendants' respectfully file this reply and request that the Court "treat defendants' motion as conceded and [] dismiss the case."

Respectfully submitted,

/ s /

KENNETH L. WAINSTEIN, D.C. Bar # 451058
United States Attorney

/ s /

R. CRAIG LAWRENCE, D.C. Bar # 171538
Assistant United States Attorney

/ s /

ULDRIC L. FIORE, JR., D.C. Bar # 386152
Assistant United States Attorney
Civil Division
555 Fourth St., N.W.
Washington, D.C. 20530
202-307-0299 / FAX 202-514-8780

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of March, 2005, I caused a true and correct copy of the foregoing Defendants' Reply to be served by first class mail, postage prepaid, on:

Dulcidio Quirindongo
#51943-066
USP-Beaumont
Box 26030
Beaumont, Texas 77720

/ s /

ULDRIC L. FIORE JR.
Assistant United States Attorney
Civil Division
555 4th Street, NW
Washington, D.C. 20530