

ORIGINAL

In the United States Court of Federal Claims

(Pro Se)

FILED

MAR - 7 2017

U.S. COURT OF FEDERAL CLAIMS

CRYSTAL FRASIER,

Plaintiff,

v.

THE UNITED STATES OF AMERICA,

Defendant.

No. 16-1323C

(Filed: March 7, 2017)

ORDER

On December 12, 2016, the government filed a motion to dismiss pursuant to Rules 12(b)(1) and 12(b)(6) of the Rules of the Court of Federal Claims (RCFC). Docket No. 5. Ms. Frasier's response to the motion was due by January 12, 2017. See RCFC 6(a)(1), 6(d), & 7.2(b). By January 25, 2017, Ms. Frasier had not responded to the government's motion and the Court issued an order to show cause as to why Ms. Frasier's complaint should not be dismissed pursuant to RCFC 41(b), for failure to comply with the Rules of this Court or to prosecute this case. Order, Docket No. 6. Ms. Frasier's response to that order was due by February 24, 2017. Id. She has not, however, responded. Therefore, pursuant to RCFC 41(b), the Court hereby DISMISSES Ms. Frasier's complaint without prejudice. The Clerk is directed to enter judgment accordingly. Each party shall bear its own costs.

IT IS SO ORDERED.

Handwritten signature of Elaine D. Kaplan

ELAINE D. KAPLAN
Judge