

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

WILLIE LEE DANIELS,

Petitioner,

v.

Case No: 8:17-cv-348-T-30TGW

UNITED STATES DISTRICT COURT,

Respondent.


ORDER OF DISMISSAL

THIS CAUSE comes before the Court *sua sponte*. The Court issued an Order to Show Cause (Doc. 2) on February 22, 2017 directing Petitioner to show cause within forty-five days as to why his motion to vacate, set aside or correct sentence (Doc. 1) should not be dismissed as time-barred. Petitioner has failed to timely respond to the Order to Show Cause. The Court, thus, concludes Petitioner's motion should be dismissed as untimely.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. This cause is DISMISSED without prejudice.
2. Any pending motions are denied as moot.
3. The Clerk is directed to close this case.

DONE and **ORDERED** in Tampa, Florida, this 24th day of April, 2017.



JAMES S. MOODY, JR.
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel/Parties of Record