



Civil Procedure,” without further warning. *Id.*

The time for filing a response to the Show Cause Order has now passed; and Plaintiff has not yet complied with either order of the Court. The Court has in fact not received any correspondence from Plaintiff since May 18, 2016.

For these reasons, and because it does not appear that the relevant two-year statute of limitations will bar the re-filing of Plaintiff’s claims,<sup>1</sup> Plaintiff’s Complaint shall be **DISMISSED WITHOUT PREJUDICE** for his failure to comply and diligently prosecute his case. *See* Fed. R. Civ. P. 41(b); *Brown v. Tallahassee Police Dep’t*, 205 F. App’x 802, 802 (11th Cir. 2006) (“The court may dismiss an action *sua sponte* under Rule 41(b) for failure to prosecute or failure to obey a court order.”) (citing Fed. R. Civ. P. 41(b) and *Lopez v. Aransas Cty. Indep. Sch. Dist.*, 570 F.2d 541, 544 (5th Cir. 1978)).

**SO ORDERED** this 9th day of September, 2016.

S/ Marc T. Treadwell  
MARC T. TREADWELL, JUDGE  
UNITED STATES DISTRICT COURT

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<sup>1</sup> Plaintiff’s claims arise out of conduct that was still ongoing at the time of filing, on or about May 4, 2015.