

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

DENNIS EDWARDS,)	
)	
Plaintiff,)	
)	
vs.)	CIVIL NO. 09-cv-920-MJR
)	
TODD SCHULTE, et al.,)	
)	
Defendants.)	

MEMORANDUM AND ORDER

REAGAN, District Judge:

This matter is before the Court *sua sponte*. On November 2, 2009, the Clerk of Court received Plaintiff's motion to proceed *in forma pauperis* (Doc. 1); his motion to appoint counsel (Doc. 2); and his motion for service of process at Government expense (Doc. 3). The Clerk, however, did not receive a complaint.

On November 4, 2009, this Court issued a Memorandum and Order (Doc. 4) directing Plaintiff to file a complaint complying with Rule 8 of the Federal Rules of Civil Procedure within thirty days. More than thirty days have passed and Plaintiff has still not filed a complaint in this case. Therefore, **IT IS HEREBY ORDERED** that this action is **DISMISSED**, without prejudice for failing to comply with Rules 3 and 8 of the Federal Rules of Civil Procedure and for failing to comply with an order of this Court. *See* Fed. R. 41(b). All pending motions are

DENIED as moot. The Clerk is **DIRECTED TO CLOSE THIS CASE.**

IT IS SO ORDERED.

DATED this 15th day of December, 2009.

s/ Michael J. Reagan
MICHAEL J. REAGAN
United States District Judge