

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

MATTHEW HUNTER, )  
 )  
 Plaintiff, )  
 )  
 V. )  
 )  
 NEBRASKA DEPARTMENT OF )  
 CORRECTIONS, FRED BRITTON, )  
 and SCOT FRAKES, )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

4:15CV3063

**MEMORANDUM AND ORDER**

On February 18, 2016, the court ordered Plaintiff to pay the \$400.00 filing and administrative fees or file a request for leave to proceed in forma pauperis within 30 days or face dismissal of this action. To date, Plaintiff has not paid the fees, submitted a request for leave to proceed in forma pauperis, or taken any other action in this matter.

IT IS THEREFORE ORDERED that: This matter is dismissed without prejudice because Plaintiff failed to prosecute it diligently and failed to comply with this court’s orders. The court will enter judgment by a separate document.

DATED this 5<sup>th</sup> day of April, 2016.

BY THE COURT:

*s/ Richard G. Kopf*  
Senior United States District Judge