

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

PAVON EMILIO, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 NEBRASKA DEPARTMENT OF )  
 CORRECTIONAL SERVICES, )  
 FRED BRITTEN, Warden, TAN, )  
 Case Manager, and SAWYER, Case )  
 Worker, et al., )  
 )  
 Defendants. )  
 )

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4:17CV3027

**MEMORANDUM  
AND ORDER**

On May 5, 2017, the court ordered Plaintiff to pay an initial partial filing fee of \$4.75 within 30 days or his case would be subject to dismissal. (Filing No. 14.) To date, Plaintiff has not paid the fee or submitted a motion for an extension of time to pay the fee.

IT IS THEREFORE ORDERED: 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 8th day of June, 2017.

BY THE COURT:  
s/ *Richard G. Kopf*  
Senior United States District Judge