

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DALE YELLOW HORSE, and)	8:12CV16
DARIN LITTLE WHITE MAN,)	
)	
Plaintiffs,)	
)	MEMORANDUM
v.)	AND ORDER
)	
DAWES COUNTY JAIL, KARL J.)	
BAILEY, Sheriff, and STEVE)	
CRILE, Jailer,)	
)	
Defendants.)	

This matter is before the court on its own motion. On December 9, 2011, Plaintiff Darin little white man (“little white man”) filed his Complaint in this matter. (Filing No. [1](#).) Little white man later filed a Motion for Leave to Proceed in Forma Pauperis (“IFP”). (Filing No. [14](#).)¹ On March 2, 2012, the court granted little white man’s IFP Motion and assessed an initial partial filing fee pursuant to [28 U.S.C. § 1915\(b\)\(1\)](#). (Filing No. [16](#).) In doing so, the court warned Plaintiff that his case would be dismissed if he failed to pay the initial partial filing fee by April 2, 2012. (*Id.*)

The April 2, 2012, deadline has passed and little white man has not paid the initial partial filing fee in this matter. (*See* Docket Sheet.) Therefore, little white man’s claims are dismissed for failing to comply with the court’s March 2, 2012, Memorandum and Order. *See* [Fed. R. Civ. P. 41\(b\)](#); *see also* [Conley v. Holden, No. 03-3908, 2004 WL 2202452, at *1 \(8th Cir. Sept. 21, 2004\)](#) (affirming district court’s dismissal of inmate’s case for failing to pay the assessed initial partial filing fee).

¹Little white man originally filed this matter in the U.S. District Court for the District of South Dakota, which transferred it to this court on January 10, 2012. (*See* Docket Sheet.)

IT IS THEREFORE ORDERED that:

1. Plaintiff Darin little white man's Complaint (filing no. [1](#)) is dismissed without prejudice because he failed to comply with this court's orders.
2. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 16th day of April, 2012.

BY THE COURT:

Richard G. Kopf
Senior United States District Judge

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