IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

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| DUKHAN MUMIN, | ) | 8:12CV34 |
| | ) | |
| Plaintiff, | ) | |
| | ) | |
| v. | ) | **MEMORANDUM** |
| | ) | **AND ORDER** |
| LYNN BEIDECK, | ) | |
| | ) | |
| Defendant. | ) | |

This matter is before the court on its own motion. On March 21, 2012, the court entered a Memorandum and Order provisionally filing this matter but requiring Plaintiff to either file a motion for leave to proceed in forma pauperis or pay the $350.00 filing fee no later than April 20, 2012. (Filing No. 5.) The court warned Plaintiff that failure to comply with its Memorandum and Order would result in dismissal of this matter without further notice. (*Id.*) Plaintiff has not paid the $350.00 filing fee or filed any other response to the court's previous Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice for failure to pay the court's filing fee and for failure to comply with a court order.

2. A separate judgment will be entered in accordance with this Memorandum and Order.

3. In light of the Relator Plaintiff the United States of America's Notice of Declining to Intervene (filing no. 7), the Clerk of the court is directed to unseal this matter.

Dated this 27th day of April, 2012.

BY THE COURT:

*Richard G. Kopf*
Senior United States District Judge

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