

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DEREK R. NICHOLS,)	8:14CV333
)	
Petitioner,)	
)	
v.)	MEMORANDUM
)	AND ORDER
WILLIAM WRIGHT, Judge (Buffalo District Judge) Official Capacity,)	
)	
Respondent.)	

This matter is before the court on its own motion. On January 29, 2015, the court ordered Petitioner to name the current warden of his present place of confinement as the respondent in this habeas corpus action within 30 days. *See [Rumsfeld v. Padilla, 542 U.S. 426, 434 \(2005\)](#)* (“The federal habeas statute straightforwardly provides that the proper respondent to a habeas petition is the person who has custody over the petitioner.”) (internal quotation marks and brackets omitted). To date, Petitioner has not complied with this court’s order or taken any other action in this case.

IT IS THEREFORE ORDERED that: Petitioner has 30 days in which to show cause why this case should not be dismissed for failure to prosecute and failure to comply with this court’s order. The clerk’s office is directed to set a pro se case management deadline in this matter: May 1, 2015: deadline for Petitioner to show cause.

DATED this 30th day of March, 2015.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge

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