

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA**

R. WAYNE JOHNSON,	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No. CIV-16-947-M
	)	
UNITED STATES OF AMERICA,	)	
MARY FALLIN, Governor of State of	)	
Oklahoma, UNITED STATES POST	)	
OFFICE; DOES 1-10,	)	
	)	
Respondents.	)	

**ORDER**

On September 12, 2016, United States Magistrate Judge Suzanne Mitchell issued a Report and Recommendation in this action, seeking a Writ of Mandamus. The Magistrate Judge recommended this action be dismissed without prejudice because petitioner failed to prepay the filing fee. Petitioner was advised of his right to object to the Report and Recommendation by October 3, 2016. On September 29, 2016, petitioner filed his objection.<sup>1</sup>

Upon de novo review, the Court:

- (1) ADOPTS the Report and Recommendation [docket no. 4] issued by the Magistrate Judge on September 12, 2016; and
- (2) DISMISSES petitioner’s Writ of Mandamus [docket no. 1] without prejudice for failure to pay the required filing fee for this action.

**IT IS SO ORDERED this 5th day of April, 2017.**



VICKI MILES-LaGRANGE  
UNITED STATES DISTRICT JUDGE

<sup>1</sup> In his objection, petitioner fails to address the Magistrate Judge’s recommendation and proceeds to argue the merits of his case.