Miller v. Union County Jail et al

Doc. 4

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

SAMMY RAY MILLER, JR.,

Plaintiff,

v. 3:11-cv-95

RODNEY MINOR,

Defendant.

**MEMORANDUM** 

On February 24, 2011, plaintiff was ordered to complete and return the service packet

for defendant Minor within 20 days. Plaintiff was forewarned that failure to return the

completed service packet could jeopardize his prosecution of this action. Plaintiff has failed

to return the service packet or otherwise respond to the order of this court. Therefore, this

action will be **DISMISSED WITHOUT PREJUDICE**, sua sponte, for failure to prosecute

and to comply with the orders of this court. Fed. R. Civ. P. 41(b); Jourdan v. Jabe, 951 F.2d

108 (6th Cir. 1991). The court will **CERTIFY** that any appeal from this action would not

be taken in good faith and would be totally frivolous. See Fed. R. App. P. 24.

AN APPROPRIATE ORDER WILL ENTER.

s/ Thomas W. Phillips
United States District Judge