Poplin v. Osbourne et al Doc. 24

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE

AT KNOXVILLE

DAVID EDWARD POPLIN, JR.,

Plaintiff,

v. No.: 3:12-cv-164

(VARLAN/GUYTON)

DAVID OSBORNE, et al.,

Defendants.

**MEMORANDUM** 

In this pro se prisoner's civil rights action, the plaintiff was ordered to show cause why

this action should not be dismissed for failure to prosecute and to comply with the orders of

this Court. [Doc. 22]. The plaintiff has failed to respond to the Court's order within the time

required. Accordingly, this action will be **DISMISSED WITH PREJUDICE** for failure to

prosecute and to comply with the orders of the Court. Rule 41(b) of the Federal Rules of

Civil Procedure. See Jourdan v. Jabe, 951 F.2d 108 (6th Cir. 1991); Carver v. Bunch, 946

F.2d 451 (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 Rule 24 of the Federal Rules

of Appellate Procedure.

AN APPROPRIATE ORDER WILL ENTER.

s/ Thomas A. Varlan

CHIEF UNITED STATES DISTRICT JUDGE