
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS

CHRISTOPHER M. BROWN,

Plaintiff,

versus

DALLAS B. JONES, WARDEN,

Defendant.

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CIVIL ACTION NO. 1:15-CV-240

MEMORANDUM OPINION AND ORDER

Plaintiff, Christopher M. Brown, a prisoner currently confined at FCC Beaumont Medium, proceeding pro se, filed what appeared to be a *Bivens*-type action against defendant Dallas B. Jones, Warden.¹

The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The Magistrate Judge recommends this action be dismissed for want of prosecution pursuant to Federal Rule of Civil Procedure 41(b).

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such referral, along with the record, and pleadings. Plaintiff filed objections to the Magistrate Judge's Report and Recommendation. This requires a *de novo* review of the objections in relation to the pleadings and the applicable law. *See* FED. R. CIV. P. 72(b).

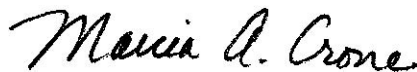
¹ *In Bivens v. Six Unknown Named Agents of the Federal Bureau of Narcotics*, 403 U.S. 388 (1971), the Supreme Court recognized an individual's right to recover damages from federal officials for violation of constitutional rights.

After careful consideration, the court finds plaintiff's objections are without merit. Despite ample opportunity to do so, plaintiff has yet to pay the full filing fee or file an application to proceed *in forma pauperis* accompanied with the requisite documents.²

ORDER

Accordingly, the objections of the plaintiff are **OVERRULED**. The findings of fact and conclusions of law of the Magistrate Judge are correct, and the report of the Magistrate Judge is **ADOPTED**. A final judgment will be entered in this case in accordance with the Magistrate Judge's recommendations.

SIGNED at Beaumont, Texas, this 26th day of October, 2015.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE

² In his objections, plaintiff does not address his failure to comply with the Magistrate Judge's order entered July 13, 2015. Plaintiff's objections pertain to his complaint and his attempts to exhaust his administrative remedies.