

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

HUBERT SEATON, §
VS. § CIVIL ACTION NO. 6:16cv1272
JOE HEATH, ET AL. §

ORDER OF DISMISSAL

Plaintiff Hubert Seaton, previously an inmate confined at the Smith County Jail, proceeding *pro se*, filed the above-styled and numbered civil rights lawsuit pursuant to 42 U.S.C. § 1983. The complaint was referred to United States Magistrate Judge K. Nicole Mitchell, who issued a Report and Recommendation (Dkt. #13) concluding that the lawsuit should be dismissed for want of prosecution and failure to obey an order. As of today, Mr. Seaton has neither responded nor complied with the order. The case should thus be dismissed for want of prosecution and failure to obey an order.

The Report of the Magistrate Judge, which contains her proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections being raised by Mr. Seaton to the Report, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct. It is therefore

ORDERED that the complaint is **DISMISSED** without prejudice for want of prosecution and failure to obey an order of the court. Fed. R. Civ. P. 41(b); Rule 41, Local Rules for the Eastern District of Texas. All motions not previously ruled on are **DENIED**.

So Ordered and Signed

Nov 30, 2017



Ron Clark, United States District Judge