

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
LUBBOCK DIVISION

ALEX REYES VELA, JR.,)	
Institutional ID No. 13290-15,)	
)	
Plaintiff,)	
)	
V.)	CIVIL ACTION NO.
)	5:15-CV-231-C
J. SAGNIBENE, <i>et al.</i> ,)	ECF
Eden Detention Center, <i>et al.</i> ,)	
)	
Defendants.)	

ORDER

Plaintiff, proceeding *pro se* and *in forma pauperis*, filed a civil rights complaint on November 24, 2015. By Order dated April 18, 2016, this case was transferred to the docket of the United States Magistrate Judge for screening pursuant to 28 U.S.C. §§ 1915 and 1915A. The United States Magistrate Judge entered a Report and Recommendation on September 20, 2016, recommending that the instant complaint be dismissed without prejudice for failure to prosecute. No objections have been filed.

The Court accepts and adopts the findings, conclusions, and recommendation of the Magistrate Judge.

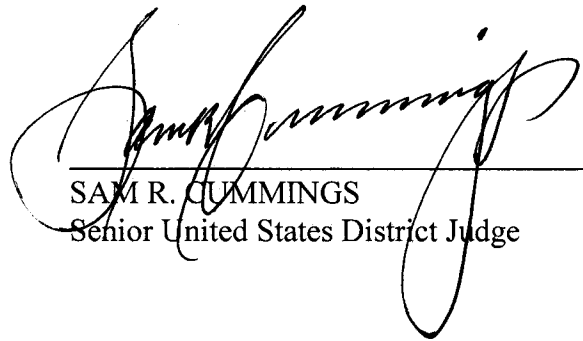
It is, therefore, ORDERED:

- (1) Plaintiff's complaint and all claims alleged therein are dismissed without prejudice for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).
- (2) Any pending motions are denied.

Plaintiff is admonished that if he re-files his civil rights complaint, he must either pay the full filing fee of \$400.00 or file an application to proceed *in forma pauperis* and a certificate of his inmate trust account.

Judgment shall be entered accordingly.

Dated January 4, 2017.



SAM R. CUMMINGS
Senior United States District Judge