IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA **Richmond Division**

)

v.

Plaintiff, CRYSTAL L. WILLETT, et al., Defendants.

Civil Action No. 3:13CV06-HEH

MEMORANDUM OPINION (Dismissing Civil Rights Action Without Prejudice)

By Memorandum Order entered on March 8, 2013, the Court conditionally docketed Plaintiff's action. The Court directed Plaintiff to affirm his intention to pay the full filing fee by signing and returning a consent to collection of fees form. The Court warned Plaintiff that a failure to comply with this directive within thirty (30) days of the date of entry thereof would result in summary dismissal of the action.

Plaintiff has not complied with the order of this Court. Plaintiff failed to return the consent to collection of fees form. As a result, he does not qualify for in forma pauperis status. Furthermore, he has not paid the statutory filing fee for the instant action. See 28 U.S.C. § 1914(a). Such conduct demonstrates a willful failure to prosecute. See Fed. R. Civ. P. 41(b). Accordingly, this action will be dismissed without prejudice.

The Clerk is DIRECTED to send a copy of this Memorandum Opinion to Plaintiff. It is so ORDERED.

Richmond.

HENRY E. HUDSON UNITED STATES DISTRICT JUDGE