

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

PHILLIP S. DANIEL,

Plaintiff,

v.

Civil Action No. **3:19CV471**

UNKNOWN,

Defendant.

MEMORANDUM OPINION

By Memorandum Order entered on August 29, 2019, the Court directed Plaintiff to pay an initial partial filing fee of \$18.87 or state under penalty of perjury that he did not have sufficient assets to pay such a fee within eleven (11) days of the date of entry thereof. *See* 28 U.S.C. § 1915(b)(1). Plaintiff has neither paid the initial partial filing fee nor averred that he cannot pay such a fee. Therefore, Plaintiff is not entitled to proceed *in forma pauperis*. Plaintiff's disregard of the Court's directives warrants dismissal of the action. Accordingly, the action will be DISMISSED WITHOUT PREJUDICE.

An appropriate Order shall issue.

Date: 9/27/19
Richmond, Virginia



M. Hannah Lauck
United States District Judge