

JUL 10 2013

JULIA C. DUDLEY, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN WESLEY STEWART, )  
Plaintiff, )  
v. )  
EDMONDS, ET AL, )  
Defendant(s). )

Civil Action No. 7:13-cv-00220

MEMORANDUM OPINION

By: James C. Turk  
Senior United States District Judge

John Wesley Stewart, proceeding pro se, filed a civil rights complaint, pursuant to 42 U.S.C. § 1983 . By Order entered 06/12/2013, the court directed plaintiff to submit within 10 days from the date of the Order his inmate account statements for the six-month period immediately preceding the filing of his complaint. Plaintiff was advised that a failure to comply would result in dismissal of this action without prejudice.

More than 10 days have elapsed, and plaintiff has failed to comply with the described conditions because he has failed to return the requested financial information. Accordingly, the court dismisses the action without prejudice and strikes the case from the active docket of the court. Plaintiff may refile the claims in a separate action once plaintiff is prepared to comply with the noted conditions.

The Clerk is directed to send a copy of this Memorandum Opinion and accompanying Order to plaintiff.

ENTER: This 10<sup>th</sup> day of July, 2013.

*[Signature]*  
Senior United States District Judge