

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

v.

DWAYNE JOHNSON,

Defendant.

ORDER

10-cr-183-bbc

On June 11, 2012, defendant Dwayne Johnson filed a motion for return of seized property under Fed. R. Crim. P. 41(g), alleging that currency was taken from his residence and never returned to him. In an order entered on June 12, 2012, I explained to defendant that because his criminal case was closed, he could proceed only by way of a civil equitable proceeding. I advised defendant that if he wished to proceed on his motion, he would have to send the court a check for the filing fee of \$350 or, if he was unable to pay the full amount, he was to make an initial partial payment of the \$350 filing fee by July 12, 2012.

Defendant has failed to respond in any way to the court's June 12, 2012, order. Therefore, I assume that he no longer wishes to pursue the motion and will dismiss it without prejudice.

ORDER

IT IS ORDERED that defendant's motion for return of seized property is DENIED without prejudice.

Entered this 16th day of July, 2012.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge