

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

WILLIAM FREDERICK WILLIAMS,

Plaintiff,

ORDER
97-C-755-C

V.

RHONDA K. TROIA, ANN MYATT,
Madison Police Officers, DOCTOR
MALCOM LINDSEY, and LACINDA
SMITH, University of Wisconsin Hospital
Staff,

Defendants.

In an order entered herein on September 4, 2002, I denied plaintiff's request for leave to proceed on appeal in forma pauperis from this court's April 12, 2002 order denying a frivolous Rule 60(b) motion and I certified that plaintiff's appeal was not taken in good faith. In addition, I advised plaintiff that he owed the \$105 fee for filing his appeal immediately and that if the money did not presently exist in his prison account, then he was required to pay the fee in monthly installments until it was paid in full. I advised plaintiff that he could delay payment of the fee only if, by October 4, 2002, he challenged in the

court of appeals this court's finding that his appeal was not taken in good faith. Plaintiff did file such a challenge with the court of appeals. Instead, on September 24, 2002, he requested seven additional days or until October 11, 2002, in which to pay the \$105 filing fee, explaining that his aunt had agreed to send him the money. It is now more than thirty days beyond the extended deadline plaintiff requested and he has not yet paid the fee or explained his failure to do so.

Accordingly, through a copy of this order to the Court of Appeals for the Seventh Circuit, I am advising the court that plaintiff has not paid the fee for filing his appeal or explained his failure to do so. Also, in a separate letter, I am advising the warden at the institution where plaintiff is confined of plaintiff's obligation to pay the \$105 fee in full immediately and requesting that if the funds do not presently exist in plaintiff's account, that he is to begin collecting the fee from plaintiff's account pursuant to 28 U.S.C. § 1915(b)(2) until the fee is paid in full.

Entered this 19th day of November, 2002.

BY THE COURT:

BARBARA B. CRABB
District Judge