

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

ANTHONY MURRY,

Petitioner,

v.

STEVEN H. GIBBS
and MARY G. FISCHER,

Respondents.

ORDER

04-C-30-C

Petitioner Anthony Murry has requested an enlargement of time to February 28, 2004, in which to pay the filing fee in this case. Petitioner's request will be granted.

Petitioner points out that he is angered by this court's notation in its order of January 26, 2004, that he would have until January 5, 2004 to pay the \$150 filing fee or I would consider that he does not want to pursue this action. Obviously, the January 5 date was a mistake. This should have been clear to petitioner, given the fact that the order was not even entered until January 26. The order portion of the January 26 order correctly gave petitioner until February 12, 2004, in which to pay the filing fee. Nevertheless, I regret that the typographical error caused petitioner unnecessary alarm.

ORDER

IT IS ORDERED that petitioner may have until February 28, 2004, in which to submit a check or money order made payable to the clerk of court in the amount of \$150. If, by February 28, 2004, petitioner fails to pay the fee, the clerk of court is directed to close this file and notify the warden of petitioner's prison of the amount petitioner must pay in accordance with 28 U.S.C. § 1915(b)(2).

Entered this 17th day of February, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge