

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

REGGIE TOWNSEND,

Plaintiff,

ORDER

v.

05-cv-204-bbc

JERRY ALLEN,

Defendant.

On February 25, 2009, I granted the parties' stipulation of dismissal with prejudice and without costs in this case. Now, plaintiff has filed a motion regarding filing fees.

In his motion, plaintiff asks for a refund of the filing fees for cases 04-cv-204 and -05-cv-204. He has provided his January 2012 trust fund account statement, which lists both case numbers under debts and obligations. Plaintiff is advised that he has no case with the number 04-cv-204 in this court. The only case that plaintiff has ever had in this court is case 05-cv-204. Indeed, plaintiff acknowledges that the business office at his institution has suspended the collection of the additional erroneous debt obligation and so no further action is needed with respect to the collection of filing fees.

Upon review of this court's financial records for case 05-cv-204, I note that this court has

collected the \$250 filing fee that was owed by plaintiff. Plaintiff's entire obligation of \$250 has been fulfilled. However, plaintiff argues that he should be reimbursed the \$250 filing fee because a jury returned a verdict in his favor. I take it that plaintiff is requesting that the court order defendants to pay him the \$250 he paid for the filing of this case. Plaintiff's request will be denied because he is not entitled to reimbursement of the \$250 filing fee. As mentioned above, on February 25, 2009, I granted the parties' stipulation of dismissal with prejudice and without costs in this case after plaintiff agreed, through his attorneys, to dismissal without costs. Therefore, he is not entitled to reimbursement of the \$250 filing fee in this case.

ORDER

IT IS ORDERED that plaintiff's request for a reimbursement of the \$250 fee paid for filing this case, dkt. #249, is DENIED.

Entered this 16th day of May, 2012.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge