

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

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DANIEL J. HARPER,

Petitioner,

v.

GREGORY GRAMS,  
GARY BRIDGEWATER,  
ANN SEMROW,  
JOHN DOE REGISTERED NURSES (1-25); and  
JOHN DOE CORRECTIONAL OFFICERS (1-25),

Respondents.  
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ORDER

05-C-428-C

Petitioner Daniel Harper filed this case in mid-July, 2005. On August 5, 2005, I stayed a decision on petitioner's request for leave to proceed in forma pauperis to allow him to submit a trust fund account statement as required by the 1996 Prison Litigation Reform Act. Petitioner submitted the statement and on August 29, 2005, I assessed him an initial partial payment of the \$250 filing fee which was to be paid no later than September 19, 2005. Now petitioner has filed a notice of voluntary dismissal of his action pursuant to Fed. R. Civ. P. 41(a). I accept petitioner's notice. Because petitioner has withdrawn this case voluntarily before paying the initial partial payment and before screening pursuant to 28

U.S.C. § 1915(e)(2), petitioner will not be held to have filed his action so as to have become obligated to pay the filing fee.

IT IS ORDERED that petitioner's notice of voluntary dismissal of this action is ACCEPTED. The clerk of court is requested to insure that the court's financial records are corrected to show that petitioner does not owe a filing fee for this case.

Entered this 14th day of September, 2005.

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