

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

---

BOBBY D. HARPER,

Plaintiff,

v.

ORDER

CATHY A. TESS,

06-C-265-S

Defendant.

---

On May 31, 2006 the above entitled matter was dismissed without prejudice for failure to state a claim under federal law. Plaintiff moves for reimbursement of his initial partial filing fee. This fee is non-refundable and plaintiff is responsible for the total \$350.00 filing fee pursuant to 28 U.S.C. §1915(b)(2).

ORDER

IT IS ORDERED that plaintiff's request for reimbursement of his initial partial filing fee is DENIED.

Entered this 25<sup>th</sup> day of July, 2006.

BY THE COURT:

S/

---

JOHN C. SHABAZ  
District Judge