

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

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ALLEN TONY DAVIS,

Petitioner,

v.

ORDER

SERGEANT EVERS, T. BELZ and  
OFFICER BRAY,

07-C-225-S

Respondents.

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Pursuant to Rule 41(a), Federal Rules of Civil Procedure, plaintiff requests that the above entitled action be dismissed without prejudice. Plaintiff's complaint has not been served because he did not pay his initial partial filing fee. His request to dismiss the above entitle action will be granted.

ORDER

IT IS ORDERED that plaintiff's request to voluntarily dismiss the above entitled matter without prejudice is GRANTED.

IT IS FURTHER ORDERED that judgment be entered DISMISSING plaintiff's complaint and all claims contained therein without prejudice.

Entered this 4<sup>th</sup> day of June, 2007.

BY THE COURT:

/s/

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JOHN C. SHABAZ  
District Judge