

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

SEAN ANTHONY RIKER,

Plaintiff,

v.

TAYLOR ANNE RIKER,

Defendant.

ORDER

11-cv-602-bbc

This case was closed on November 22, 2011, when I granted plaintiff Sean Riker's motion to voluntarily dismiss the case. Now, plaintiff has filed a motion requesting the return of the initial partial payment of his filing fee and to vacate the remainder of his obligation to pay the filing fee.

In his motion, plaintiff states that because this case was dismissed voluntarily, and there was no work done in this case, he should have his filing fee returned. Plaintiff is mistaken in his belief that he is entitled to a refund simply because he filed a motion to voluntarily dismiss this case. Congress has determined that the administrative costs associated with filing a complaint accrued when plaintiff's complaint was processed and assigned a case number. A plaintiff whose case is dismissed is not entitled to a refund of his

filing fees just because the case does not proceed to a decision on the merits.

ORDER

IT IS ORDERED that plaintiff Sean Riker's motion requesting the return of the initial partial payment of his filing fee and to vacate the remainder the filing fee, dkt. #19, is DENIED.

Entered this 16th day of May, 2012.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge