

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

MUSTAFA-EL K.A. AJALA f.k.a. Dennis E. Jones-El and
KAMAU T.Z. DAMALI f.k.a. Raynell D. Morgan,

Plaintiffs,

v.

ORDER

13-cv-102-bbc

RICK RAEMISCH, DANIEL WESTFIELD,
WILLIAM POLLARD, PETER ERICKSEN,
MICHAEL DELVEAUX, PATRICK BRANDT,
WILLIAM SWIEKATOWSKI, PETER HUIBREGTSE,
BRIAN KOOL, SARA MASON, CRAIG TOM,
LEBBEUS BROWN, MATTHEW SCULLION,
GARY BOUGHTON, JANET GOVIER and
OTHER JOHN AND JANE DOE ACTORS AND
CO-CONSPIRATORS,

Defendants.

In response to this court's March 26, 2013, order, plaintiff Mustafa-El K.A. Ajala, has submitted his \$19.20 initial partial payment of the \$350 filing fee in this case. In the March 26 order, this court had also directed plaintiff Kamau T.Z. Damali, for a second time, to submit a certified copy of his six-month trust fund account statement so the court may determine whether he qualifies for indigent status and, if he does, calculate an initial partial payment of his \$350 fee for filing this case. There has been no response from Damali. Accordingly, I consider Damali to have opted out of this lawsuit.

An additional matter in this case requires comment. On April 30, 2013, plaintiff Ajala filed a motion for an order from the court directing Wisconsin Secure Program

Facility's business office to release his release account funds to pay the initial partial filing fee and for an extension of time, see dkt. #12. On the same day, Ajala's \$19.20 initial partial payment was received by the court. Ajala's \$19.20 initial partial payment has been processed and is considered paid. Accordingly, Ajala's motion will be denied as moot.

ORDER

IT IS ORDERED that

1. Plaintiff Kamau T.Z. Damali is considered to have opted out of this lawsuit and is DISMISSED from the action. Damali does not owe any portion of the \$350 filing fee.
2. Plaintiff Mustafa-El K.A. Ajala's motion for an order directing Wisconsin Secure Program Facility's business office to release his release account funds to pay the initial partial filing fee and for an extension of time, dkt. #12, is DENIED as moot. Accordingly, Ajala's complaint is taken under advisement. As soon as the court's calendar permits, Ajala's complaint will be screened pursuant to 28 U.S.C. § 1915(e)(2).

Entered this 3d day of May, 2013.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge