

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

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MUSTAFA-EL K.A. AJALA,  
formerly known as DENNIS E. JONES-EL,

Plaintiff,

v.

CRAIG TOM and MATTHEW SCULLION,

Defendants.  
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ORDER

13-cv-102-bbc

This case brought by pro se prisoner Mustafa-El K.A. Ajaja is on remand from the Court of Appeals for the Seventh Circuit. The matter before the court is plaintiff's "motion for an order enforcing the bill of costs of the mandate." Dkt. #104. The court of appeals awarded plaintiff \$500 in costs, dkt. #89-2, and plaintiff asks this court to enforce that award.

In response to plaintiff's motion, defendants sent the court a check for \$503.29, which is the outstanding balance for plaintiff's appellate filing fee. In addition, they sent plaintiff a check for \$1.71, the amount of the fee he already paid. They ask the court to deny plaintiff's motion as moot. Dkt. #107.

In his reply brief, plaintiff says that the award of costs was for "reproduction of briefs" rather than for the filing fee and that defendants should have given all of the money to

plaintiff rather than the court. In a supplement, defendants point out that, in his motion for costs filed in the court of appeals, plaintiff asked for costs for the filing fee, not reproduction of briefs. In any event, the court of appeals has since amended the award of costs to reflect that it is for “docketing a case on appeal.” Ajala v. Tom, No. 14-2703 (7th Cir.), dkt. #31-3. Further, I see no error in defendants’ decision simply to pay the filing fee directly rather than give the money to plaintiff so that he could pay the fee.

#### ORDER

IT IS ORDERED that the motion filed by plaintiff Mustafa-El K.A. Ajala, formerly known as Dennis Jones-El, to enforce the bill of costs, dkt. #104, is DENIED as moot.

Entered this 11th day of June, 2015.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge