

Poole v. Barns

United States District Court for the Eastern District of Tennessee

July 15, 2011, Filed

4:10-cv-68

Reporter

2011 U.S. Dist. LEXIS 77190

ANTHONY POOLE, Plaintiff, v. NURSE BRENDA BARNES and CHIEF JAILER ROBERT ROWE, Defendants.

Core Terms

fail to prosecute

Counsel: [*1] Anthony Poole, Plaintiff, Pro se, Fayetteville, TN.

For Nurse Brenda Barnes, Defendant: Reid D Leitner, LEAD ATTORNEY, Leitner, Williams, Dooley & Napolitan, PLLC (Nashville), Nashville, TN.

For Chief Jailer Robert - Rowe, Defendant: Jeffrey M Beemer, LEAD ATTORNEY, Dickinson Wright, PLLC (Nashville), Nashville, TN.

Judges: HARRY S. MATTICE, JR., UNITED STATES DISTRICT JUDGE.

Opinion by: HARRY S. MATTICE, JR.

Opinion

MEMORANDUM

In this *pro se* prisoner's civil rights action, the plaintiff was ordered to show cause why this action should not be dismissed for failure to prosecute and to comply with the orders of this court. [Court File No. 22]. The plaintiff has failed to respond to the court's order within the time required. Accordingly, this action will be **DISMISSED WITH PREJUDICE** for failure to prosecute and to comply with the orders of the court. [Rule 41\(b\) of the Federal Rules of Civil Procedure](#). See [Jourdan v. Jabe, 951 F.2d 108 \(6th Cir. 1991\)](#); [Carver v. Bunch, 946 F.2d 451 \(6th Cir. 1991\)](#). The court will **CERTIFY** that any appeal from this action would not be taken in good faith and would be totally frivolous. See [Rule 24 of the Federal Rules of Appellate Procedure](#).

AN APPROPRIATE ORDER WILL ENTER.

/s/ Harry S. Mattice, [*2] Jr.

HARRY S. MATTICE, JR.

UNITED STATES DISTRICT JUDGE