

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

E'JAI BEY,	:	
Plaintiff,	:	
	:	
v.	:	C.A. No. 20-410WES
	:	
OFFICER GODDARD, et al.,	:	
Defendants.	:	

REPORT AND RECOMMENDATION

PATRICIA A. SULLIVAN, United States Magistrate Judge.

On September 15, 2020, Plaintiff E'Jai Bey filed a complaint against two Providence police officers based on an incident that occurred on September 10, 2020, along with an application to proceed in district court without prepaying fees or costs ("IFP motion"). ECF Nos. 1 & 2. The Court issued a text order on September 16, 2020, informing Plaintiff that it could not address the IFP motion due to the insufficiency of information contained in it and directing Plaintiff to re-file the affidavit supporting the IFP motion with the requested financial information, or pay the initial filing fee of \$400.00, on or before October 19, 2020. See Text Order of Sept. 16, 2020. Plaintiff was warned that failure to comply may result in the recommendation of dismissal of this action. See id.

Plaintiff did not re-file the affidavit or pay the filing fee by the October 19, 2020, deadline, and nothing else has been filed in this case. It is now eight days past the Court's deadline. Accordingly, based on Plaintiff's failure to comply with the Court's order, I recommend that this matter be dismissed without prejudice.

Any objection to this report and recommendation must be specific and must be served and filed with the Clerk of the Court within fourteen (14) days of its receipt. See Fed. R. Civ. P. 72(b)(2); DRI LR Cv 72(d). Failure to file specific objections in a timely manner constitutes

waiver of the right to review by the district judge and the right to appeal the Court's decision.

See United States v. Lugo Guerrero, 524 F.3d 5, 14 (1st Cir. 2008); Park Motor Mart, Inc. v.

Ford Motor Co., 616 F.2d 603, 605 (1st Cir. 1980).

/s/ Patricia A. Sullivan

PATRICIA A. SULLIVAN

United States Magistrate Judge

October 27, 2020