

**FILED**

**United States Court of Appeals  
Tenth Circuit**

**UNITED STATES COURT OF APPEALS**

**FOR THE TENTH CIRCUIT**

**December 27, 2013**

**Elisabeth A. Shumaker  
Clerk of Court**

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KENNETH RAY LEE, a/k/a Kenneth Ray  
Thompson,

Petitioner - Appellant,

v.

ALFRED BIGELOW, Warden,

Respondent - Appellee.

No. 13-4147  
(D.C. No. 2:12-CV-00727-DB)

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**ORDER**

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In a directive issued November 5, 2013, appellant was ordered to either pay the filing and docketing fees for this appeal or to file a motion seeking leave to appeal without prepayment of the appellate filing and docketing fees by December 16, 2013. Appellant was reminded of that obligation in an order dated December 19, 2013. In both directives, appellant was advised that failure to comply could result in the appeal being dismissed for failure to prosecute.

The fee has not been paid, nor has a motion seeking leave to appeal without prepayment of the filing and docketing fees been filed. Accordingly, this appeal is dismissed pursuant to 10<sup>th</sup> Cir. R. 3.3(B) and 10<sup>th</sup> Cir. R. 42.1.

A copy of this order shall stand as and for the mandate of this court.

The court has also received a letter from the appellant requesting a copy of the docket listing for this appeal. The court charges \$0.50 per page for copying services. The fee for the copying, which must be prepaid, would be \$1.00.

Entered for the Court  
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in black ink, appearing to read "Douglas E. Cressler", written over a horizontal line.

by: Douglas E. Cressler  
Chief Deputy Clerk