

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

JOHNNIE JACKSON,)	
)	
Plaintiff,)	
)	
v.)	No. 4:05 CV 50 DDN
)	
CITY OF FERGUSON, WILLIAM MUDD,)	
KEVIN HAMMOND, and PAUL BILLINGS,)	
)	
Defendants.)	

MEMORANDUM AND ORDER
REGARDING BILL OF COSTS

This action is before the court on the motion of defendants William Mudd, Kevin Hammond, and Paul Billings for an order taxing costs. (Doc. 83.) As the prevailing party, defendants maintain that Rule 54(d), Federal Rules of Civil Procedure, entitles them to an award of costs in the amount of \$1,275.67. The amount represents the fees for transcripts obtained from the court reporter. Plaintiff Johnnie Jackson did not file a response to defendants' bill of costs.

I. BACKGROUND AND PROCEDURAL HISTORY

On January 12, 2005, Jackson filed this suit against the City of Ferguson and other unnamed police officers, alleging a violation of his civil rights under 42 U.S.C. § 1983. He also alleged battery, negligent infliction of emotional distress, and intentional infliction of emotional distress. (Doc. 1.) On January 18, 2008, the court dismissed the plaintiff's case, with prejudice, after the plaintiff failed to comply with the court's orders. (Doc. 82.)

II. DISCUSSION

Under Rule 54(d), "costs other than attorney's fees shall be allowed as of course to the prevailing party unless the court otherwise directs." Fed. R. Civ. P. 54(d)(1). Under the rule, there is a presumption that the prevailing party be awarded costs. Computrol, Inc. v. Newtrend, L.P., 203 F.3d 1064, 1072 (8th Cir. 2000). In fact, a court must articulate a good reason for denying or reducing a prevailing party's request for costs. Baez v. U.S. Dep't of Justice, 684 F.2d 999,

