

**UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF
FLORIDA, TAMPA DIVISION**

Michael James Longs Bey v. Deputy Mark R. Buswell, et al.

Longs Bey v. Buswell · No. 8:25-cv-02359-JLB-SPF · Decided January 29, 2026

SUMMARY

The United States District Court for the Middle District of Florida dismissed Michael James Longs Bey's complaint without prejudice because he neither paid the filing fee nor submitted an application to proceed without prepaying fees and costs. The court directed the Clerk to deny pending motions as moot, terminate deadlines, and close the case.

OPINION

UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF FLORIDA TAMPA DIVISION
MICHAEL JAMES LONGS BEY, Plaintiff, v. Case No.: 8:25-cv-02359-JLB-SPF DEPUTY
MARK R. BUSWELL, et al., Defendant. / ORDER On September 3, 2025, Plaintiff Michael
James Longs Bey, proceeding pro se and not as a prisoner, filed a complaint without
accompanying the required filing fee or providing any documentation permitting him to proceed
without prepayment of costs.

(Doc. 1). On September 23, 2025, the Court cautioned Plaintiff that failure to move to proceed
without payment or pay the filing fee will result in dismissal of this case. (Doc. 8). Plaintiff failed
to do so. Accordingly, the Court dismisses the complaint without prejudice. See *Myers v. City of
Naples, Fla.*, No. 23-13073, 2024 WL 4691100, at *2 (11th Cir. Nov.

6, 2024) (affirming the dismissal of an unrepresented, non-prisoner litigant's complaint for failure
to pay the filing fee or move in forma pauperis contemporaneously); 28 U.S.C. § 1915 (allowing a
litigant to commence a civil action without prepayment of the filing fee if the litigant submits an
affidavit showing the litigant is unable to pay); id. § 1914(c) ("Each district court by rule or
standing order may require advance payment of fees."); M.D.

Fla. Loc. R. 1.05(c) ("The clerk must accept an initial paper from a person in custody even if no
filing fee or motion for leave to proceed in forma pauperis accompanies the paper.") (emphasis
added). If Plaintiff wants to proceed with his claims, he may file another complaint under a
separate case number that is accompanied by the required filing fee or a signed long-form
application to proceed without prepaying fees or costs (available at
www.uscourts.gov/sites/default/files/ao239_1.pdf).

Accordingly, it is now ORDERED: 1. The Complaint (Doc. 1) is DISMISSED without prejudice. 2. The Clerk is DIRECTED to deny any pending motions as moot, terminate any deadlines, and close the case. DONE and ORDERED in Tampa, Florida on January 29, 2026. JOHN L. BADALAMENTI UNITED STATES DISTRICT JUDGE

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