

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
MISSOURI, SOUTHEASTERN DIVISION**

Kendrick L. Brown v. Unknown Wilson

Brown v. Unknown Wilson · No. 1:25-cv-127-ACL · Decided February 11, 2026

OPINION

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION KENDRICK L. BROWN,)) Plaintiff,)) v.) No. 1:25-cv-127-
ACL) UNKNOWN WILSON,)) Defendant.) MEMORANDUM AND ORDER This matter is
before the Court upon review of the file. Plaintiff Kendrick L. Brown commenced this civil action
on August 5, 2025, alleging violations of his civil rights by a Butler County police officer.

ECF No. 1. On December 5, 2025, the Court granted Plaintiff's Application to Proceed in District
Court Without Prepaying Fees or Costs, and further found Plaintiff's complaint was defective and
directed him to file an amended complaint. ECF No. 5.

The Court cautioned Plaintiff that his failure to timely comply with the Order would result in the
dismissal of the case without further notice. Id. Plaintiff's response was due by January 5, 2026.
To date, Plaintiff has neither responded to the Court's Order, nor sought additional time to do so.
Plaintiff was given meaningful notice of what was expected, he was cautioned that his case would
be dismissed if he failed to timely comply, and he was given ample time to comply.

The Court will therefore dismiss this action, without prejudice, due to Plaintiff's failure to comply
with the Court's December 5, 2025 Order and his failure to prosecute his case. See Fed. R. Civ. P.
41(b); see also *Link v. Wabash R.R. Co.*, 370 U.S. 626, 630-31 (1962) (the authority of a court to
dismiss sua sponte for lack of prosecution is inherent power governed "by the control necessarily
vested in courts to manage their own affairs so as to achieve the orderly and expeditious
disposition of cases"); *Brown v. Frey*, 806 F.2d 801, 803 (8th Cir.

1986) (a district court has the power to dismiss an action for the plaintiffs failure to comply with
any court order). Accordingly, IT IS HEREBY ORDERED that this case is DISMISSED without
prejudice. IT IS HEREBY CERTIFIED that an appeal from this dismissal would not be taken in
good faith. An Order of Dismissal will accompany this Memorandum and Order. Dated this 11th
day of February, 2026.

NE UNITED STATES DISTRICT JUDGE