

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF
INDIANA, FORT WAYNE DIVISION

Ted B. Jones v. IMPD, et al.

Jones · No. 1:25-CV-653-HAB-ALT · Decided December 8, 2025

SUMMARY

The United States District Court for the Northern District of Indiana orders pro se plaintiff Ted B. Jones to pay the filing fee or move to proceed without prepayment within 30 days. The court warns that failure to comply will result in dismissal without prejudice for failure to prosecute and directs the Clerk to provide an AO239 form.

CASE DETAILS

COURT	United States District Court for the Northern District of Indiana, Fort Wayne Division
WRITING FOR THE COURT	Holly A. Brady
JURISDICTION	United States District Court for the Northern District of Indiana
DECIDED	December 8, 2025
DOCKET	1:25-CV-653-HAB-ALT
DISPOSITION	other
PROCEDURAL POSTURE	A pro se plaintiff's civil action was transferred from the Southern District of Indiana to the Northern District of Indiana. The court ordered him to pay the filing fee or move to proceed without prepayment and warned that failure to comply would result in dismissal without prejudice for failure to prosecute.
PRECEDENTIAL VALUE	Unknown
PARTIES	Ted B. Jones v. IMPD, et al.

TOPICS

- civil procedure
- civil rights
- section 1983

PRACTICE AREAS

- civil procedure
- civil rights litigation

QUESTIONS PRESENTED

1. Whether the court should require the pro se plaintiff to pay the filing fee or move to proceed without prepayment of the fee.
2. Whether the court should warn that failure to comply with the fee requirement would result in dismissal without prejudice for failure to prosecute.

HOLDINGS

1. The plaintiff must, within 30 days of the order, either pay the filing fee or move to proceed without prepayment of the filing fee.
2. If the plaintiff fails to comply with the order, the case will be dismissed without prejudice for failure to prosecute.

KEY QUOTATIONS

“The failure to pay a filing fee normally leads to dismissal for want of prosecution”

FACTUAL BACKGROUND

Ted B. Jones, proceeding pro se, brought multiple claims against IMPD and other defendants. He resided in Fort Wayne, and most of the acts or omissions underlying the suit occurred within the Northern District of Indiana. After transfer, he had not paid the filing fee or moved to proceed without prepayment of the fee.

PROCEDURAL HISTORY

Jones filed suit in the Southern District of Indiana asserting multiple claims. Because he resided in Fort Wayne and most of the relevant acts or omissions occurred in the Northern District, the case was transferred there. The Northern District then issued this compliance order because Jones had neither paid the filing fee nor sought leave to proceed without prepayment.

DISPOSITION

other

CASES CITED

- Sperow v. Melvin, 153 F.3d 780, 781 (7th Cir.)

OPINION

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF INDIANA FORT WAYNE DIVISION TED B. JONES, Plaintiff, v. CASE NO. 1:25-CV-653-HAB-ALT IMPD, et al., Defendants. OPINION AND ORDER Plaintiff Ted Jones, proceeding pro se, sued Defendants in the Southern District of Indiana asserting a number of claims. (ECF No. 1). Recognizing that Plaintiff resides in Fort Wayne and the majority of the acts or omissions underlying this suit

occurred within the Northern District's bounds, the case was transferred to the Northern District of Indiana.

(ECF No. 6, 8). Yet Plaintiff has not paid the filing fee or moved to proceed without prepayment of the filing fee. The Court now orders him to either pay the filing fee or move to proceed without prepayment of the fee within 30 days of this Order.

The Court also warns Plaintiff that if he fails to do so, his case will be dismissed without prejudice for failure to prosecute. See Fed. R. Civ. P. 41(b); *Sperow v. Melvin*, 153 F.3d 780, 781 (7th Cir. 1998) ("The failure to pay a filing fee normally leads to dismissal for want of prosecution....").

For these reasons, the Court: (1) AFFORDS Plaintiff thirty (30 days from the date of this Order to pay the filing fee or move to proceed without prepayment of the filing fee; (2) DIRECTS the Clerk to send Plaintiff an AO239 form for the Northern District of Indiana; and (3) CAUTIONS Plaintiff that if he fails to comply with this Order, the Court will dismiss the case without further notice.

SO ORDERED this 8th day of December 2025. s/ Holly A. Brady CHIEF JUDGE HOLLY A. BRADY UNITED STATES DISTRICT COURT