

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

MAURICE FAYNE,	:	MOTION TO VACATE
Fed. Reg. No. 73197-019,	:	28 U.S.C. §2255
Movant,	:	
	:	CRIMINAL NO.
v.	:	1:20-CR-228-MHC-JKL-1
	:	
UNITED STATES OF AMERICA,	:	CIVIL ACTION NO.
Respondent.	:	1:23-CV-4917-MHC-JKL

FINAL REPORT AND RECOMMENDATION

Movant executed a motion to vacate his convictions and sentences pursuant to 28 U.S.C. §2255 on October 20, 2023, and indicated that a “Memorandum of Law in Support will be forthcoming.” (Doc. 326). On November 1, 2023, I entered an Order instructing Movant to file that supporting memorandum within twenty days. (Doc. 328).

Because Movant had not filed a supporting memorandum in compliance with my instructions, on February 1, 2024, I entered an Order instructing Movant to show cause within fourteen days why this case should not be dismissed for his failure to obey an order of the Court. (Doc. 332). As of February 26, 2024, Movant has not responded to the show cause Order; nor has he filed a memorandum of law in compliance with my instructions. As I noted in the show cause Order, the lack of any such memorandum makes it impractical for the Government to respond to the §2255 motion.

IT IS RECOMMENDED that this action be **DISMISSED WITHOUT PREJUDICE** for Plaintiff's failure to obey a lawful Order of the Court. *See* LR 41.3A, NDGa.

The Clerk is **DIRECTED** to terminate the District Judge's reference to the undersigned Magistrate Judge.

IT IS SO ORDERED this 26th day of February, 2024.



JOHN K. LARKINS III
UNITED STATES MAGISTRATE JUDGE