

THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

DARRIEK DEWAYNE SMITH, #265 143	)	
	)	
Petitioner,	)	
	)	
v.	)	1:09-CV-909-TMH
	)	WO
CHERYL PRICE, WARDEN, <i>et al.</i> ,	)	
	)	
Respondents.	)	

**FINAL JUDGMENT**

In accordance with the prior proceedings, opinions, and orders of the Court, it is the ORDER, JUDGMENT, and DECREE of the Court that this action be dismissed without prejudice. The parties shall bear their own costs.

The Clerk of the Court is DIRECTED to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

Done this 3<sup>rd</sup> day of March, 2010.

/s/ Truman M. Hobbs

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SENIOR UNITED STATES DISTRICT JUDGE