

4. Plaintiff's claims relative to the pending criminal charge are DISMISSED without prejudice pursuant to the provisions of 28 U.S.C. § 1915(e)(2)(B)(ii);

5. Plaintiff's claims regarding actions which occurred on September 8, 2009 are DISMISSED with prejudice pursuant to the directives of 28 U.S.C. § 1915(e)(2)(B)(i) as Plaintiff failed to file the complaint within the time prescribed by the applicable period of limitation; and

6. This case is DISMISSED prior to service of process.

A separate judgment shall issue.

Done this 29th day of November, 2011.

/s/ W. Harold Albritton
UNITED STATES DISTRICT JUDGE