

success in [the] action would necessarily demonstrate the invalidity of confinement or its duration”). Nothing in the complaint suggests that plaintiff’s sentence has been invalidated. Consequently, this action will be dismissed without prejudice to plaintiff’s “rights to pursue his claims in an appropriate proceeding.” *Harris*, 611 Fed. App’x at 2. A separate order accompanies this Memorandum Opinion.

Date: June 28, 2016


United States District Judge