

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
AT LOUISVILLE

CHARLES CLAYTON

PLAINTIFF

v.

CIVIL ACTION NO. 3:09-CV-P265-S

RAYMOND MORILLO et al.

DEFENDANTS

**ORDER**

For the reasons set forth in the Memorandum Opinion entered this date and being otherwise sufficiently advised, **IT IS ORDERED** that Plaintiff's claims are **DISMISSED** pursuant to 28 U.S.C. § 1915A(b)(1) for failure to state a claim upon which relief may be granted.

All pending motions are **DENIED as moot**.

There being no just reason for delay in its entry, this is a final Order.

The Court **certifies** that an appeal *in forma pauperis* would not be taken in good faith for the reasons set forth in the Memorandum Opinion. *See* 28 U.S.C. § 1915(a)(3).

Date: December 1, 2009



**Charles R. Simpson III, Judge**  
**United States District Court**

cc: Plaintiff, *pro se*  
Defendants

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