

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE

CHARLES CLAYTON et al.

PLAINTIFFS

v.

CIVIL ACTION NO. 3:09CV-P294-H

CHRISTINE A. LANCIA 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 Plaintiffs' 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 11, 2009



John G. Heyburn II, Judge
United States District Court

cc: Plaintiffs, *pro se*
Defendants
4412.009