



IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice for failure to state a claim upon which relief may be granted.
2. The clerk's office is directed to place the "28USC1915(g)\_STR" flag on this matter.
3. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 11<sup>th</sup> day of October, 2013.

BY THE COURT:

*Richard G. Kopf*

Senior United States District Judge

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