

In forma pauperis status will be granted for the sole purpose of entering this order and recommendation.

IT IS THEREFORE ORDERED that in forma pauperis status is granted for the sole purpose of entering this order. The Clerk is instructed to return the \$5.00 filing fee to petitioner.

IT IS RECOMMENDED that this action be filed, but then dismissed sua sponte without prejudice.

/s/ P. Trevor Sharp
United States Magistrate Judge

Date: April 20, 2006