

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
5:14-cv-00067-FDW

WAYNE ELLIOTT WILKERSON, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 PAULA SMITH, et al., )  
 )  
 Defendants. )  
 \_\_\_\_\_ )


ORDER

**THIS MATTER** is before the Court on consideration of Plaintiff’s motion to amend or correct his complaint which he filed pro se pursuant to 42 U.S.C. § 1983. Plaintiff may amend his complaint as a matter of right prior to service on the defendants. See Fed. R. Civ. P. 15(a). Accordingly, as service has not been ordered in this case, Plaintiff may file an amended complaint in this matter of right and may have 21-days from entry of this Order to do so. Plaintiff is notified that an amended complaint supersedes and replaces his original complaint; therefore he must include all allegations that he wishes to present in his amended complaint.

**IT IS, THEREFORE, ORDERED** that:

1. Plaintiff’s motion to file an amended complaint is **GRANTED**, (Doc. No. 11), and Plaintiff may file his amended complaint within 14-days from entry of this Order.
2. Plaintiff’s motion for a preliminary injunction is **DENIED** without prejudice. (Doc. No. 4).
3. Plaintiff’s motions to appoint counsel are **DENIED** without prejudice. (Doc. Nos. 7 and 13).

Signed: March 24, 2015

  
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Frank D. Whitney  
Chief United States District Judge

