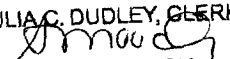


FILED
for Big Stone Gap

FEB 06 2012

JULIA C. DUDLEY, CLERK
BY: 
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
BIG STONE GAP DIVISION

ROCKY L. BAKER,)	
)	
Plaintiff,)	Civil Action No. 2:11CV00037
)	
v.)	<u>FINAL ORDER</u>
)	
RON MCCALL, <u>et al.</u> ,)	By: Hon. Glen E. Conrad
)	Chief United States District Judge
Defendants.)	

In accordance with the accompanying memorandum opinion, it is now

ORDERED

as follows:

1. The motion to dismiss filed by the defendants is **GRANTED** with respect to the plaintiff's claims under 42 U.S.C. § 1983;
2. The plaintiff's remaining state law claim of defamation is **DISMISSED** without prejudice;
3. The plaintiff's motion for leave to file a second amended complaint is **DISMISSED** as moot; and
4. This action shall be and hereby is **STRICKEN** from the active docket of this court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to all counsel of record.

ENTER: This 6th day of February, 2012.



Chief United States District Judge