CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FLED

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JUN 29 2006 JOHN F. CORCORAN, CLER

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DERRICK WADDELL ALLEN,)
Plaintiff,) Civil Action No. 7:06cv00378
v.) <u>FINAL ORDER</u>
OFFICER MAXFIELD,) By: Samuel G. Wilson
Defendant.) United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** that this action is **DISMISSED** without prejudice pursuant to 28 U.S.C. § 1915A(b)(1), all other pending motions are hereby **DENIED** as **MOOT**, and this case is **STRICKEN** from the active docket of the court.

ENTER: This 74M day of June, 2006.

UNITED STATES DISTRICT JUDGE