

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

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

SEP 29 2006

JOHN F. CORCORAN, CLERK  
BY:  DEPUTY CLERK

**DON JUAN TORRES,**  
**Plaintiff,**

)

**Civil Action No. 7:06CV00576**

v.

)

**FINAL ORDER**

**R. O'QUINN, et al.,**  
**Defendants.**

)

**By: Hon. Glen E. Conrad**  
**United States District Judge**

In accordance with the accompanying memorandum opinion, it is now

**ORDERED**

as follows:

1. The plaintiff's complaint shall be and hereby is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1), for failure to state a claim upon which relief may be granted;
2. All other pending motions shall be and hereby are **DISMISSED** as moot; and
3. This action shall be and hereby is **STRICKEN** from the active docket of the court.

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

**ENTER:** This 29<sup>th</sup> day of September, 2006.



United States District Judge