

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

OCT 15 2007

JOHN F. CONCORAN, CLERK
BY: *[Signature]*
DEPUTY CLERK

WINFORD CLAYTON BARTON,)
Petitioner,)
v.)
COMMONWEALTH OF VIRGINIA,)
Respondent.)

Civil Action No. 7:07-cv-00486
FINAL ORDER
By: Samuel G. Wilson
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** that Barton's 28 U.S.C. § 2254 petition shall be and hereby is **DISMISSED** without prejudice, and this action shall be **STRICKEN** from the active docket of the court.

The Clerk is directed to send a certified copy of this Memorandum Opinion and accompanying Order to the petitioner.

ENTER: This 15th day of October, 2007.

[Signature]

United States District Judge