

FEB 12 2008

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

JOHN F. CORCORAN, CLERK BY: DEPUTY CLERK

JONATHAN LEE RICHES, Plaintiff, v. FIORE, et al., Defendants. Civil Action No. 7:08-cv-00080 FINAL ORDER By: Samuel G. Wilson United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby ADJUDGED AND ORDERED that Riches' complaint is hereby DISMISSED without prejudice pursuant to 28 U.S.C. § 1915(g); Riches' request to proceed in forma pauperis is DENIED as MOOT; and this case will be STRICKEN from the active docket of the court.

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

ENTER: This 12th day of February, 2008.

[Handwritten signature] United States District Judge