

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

CLERK'S OFFICE U.S. DIST. COURT  
AT ROANOKE, VA  
FILED  
**FEB 27 2009**  
JOHN F. CORCORAN, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

JUSTIN MURPHY, )  
Plaintiff, ) Civil Action No. 7:09cv00059  
v. ) **FINAL ORDER**  
SHERIFF DON FARLEY, )  
Defendant. ) By: Samuel G. Wilson  
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

**ADJUDGED AND ORDERED**

that this action shall be and hereby is **DISMISSED** pursuant to 28 U.S.C. § 1915A(b)(1), his motion to proceed in forma pauperis is hereby **DENIED** as **MOOT**, and this case shall be **STRICKEN** from the active docket of the court.

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

ENTER: This 27<sup>th</sup> day of February, 2009.

*[Signature]*  
United States District Judge