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

JOHN F. CORCORAN, CLERK BY:

FRED LEWIS WILSON,)
Petitioner,) Case No. 7:09CV00127
v.)) <u>FINAL ORDER</u>
VA D.O.C., Respondent.) By: Glen E. Conrad United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that the motion to dismiss is **GRANTED**, the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**; and this action is stricken from the active docket of the court.

ENTER: This 13^{td} day of October, 2009.

United States District Judge