

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  
**AUG 20 2009**  
JOHN F. CORCORAN, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

**JAMES ANTHONY CHERUK,**

**Plaintiff,**

v.

**SOUTHWEST REGIONAL JAIL  
AUTHORITY "MEDICAL," ET AL.,**

**Defendants.**

)  
)  
) **Case No. 7:09CV00257**  
)  
)  
)

**FINAL ORDER**

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

In accordance with the accompanying memorandum opinion, it is hereby

**ORDERED**

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1) as to all claims under 42 U.S.C. § 1983 and pursuant to 28 U.S.C. § 1367(c) as to any claims under state law, and this action is stricken from the active docket of the court.

ENTER: This 20<sup>th</sup> day of August, 2009.

*[Signature]*

United States District Judge