

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED for Rkt
MAR 15 2010
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

DAVID JAMES CUDWORTH,)
Petitioner,)
v.)
DIRECTOR, DEPARTMENT OF)
CORRECTIONS, et al.,)
Respondents.)

Civil Action No. 7:09-cv-00373

ORDER

By: Hon. Jackson L. Kiser
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that petitioner's motion to stay is **DENIED**; respondent's motion to dismiss is **GRANTED**;
petitioner's petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**;
petitioner's motion for an injunction is **DENIED**; a Certificate of Appealability is **DENIED**; and
the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this order and the accompanying memorandum
opinion to petitioner and counsel of record for the respondent.

ENTER: This 15th day of March, 2010.


Senior United States District Judge