

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED *for Rks*

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

NOV 30 2010

JULIA C. DUDLEY, CLERK
BY: *H McDonald*
DEPUTY CLERK

REGINALD E. THOMAS,)	Civil Action No. 7:10-cv-00519
Plaintiff,)	
)	
v.)	<u>ORDER</u>
)	
MARTINSVILLE CITY JAIL,)	By: Hon. Jackson L. Kiser
Defendant.)	Senior United States District Judge

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

ORDERED

that the complaint is **DISMISSED without prejudice** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915A(b)(1), and the action is **STRICKEN** from the active docket of the court. Plaintiff may refile the action with a proper defendant at the time of his choice.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 30th day of November, 2010.

Jackson L. Kiser
Senior United States District Judge