

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

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED
for Roanoke
JAN 24 2011
JULIA G. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

VINCE GILMER,
Plaintiff,

Civil Action No.7:10-cv-00527

v.

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

DR. ASHAN, et al.,
Defendants.

ORDER

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

ORDERED

that the complaint is **DISMISSED without prejudice**; all remaining motions are **DENIED as moot**; and the action is **STRICKEN** from the active docket of the court. Plaintiff may refile the complaint as a new and separate action at the time he can pay the \$350 filing fee or file the necessary documents to proceed in forma pauperis.

The Clerk is directed to send a copy of this order to plaintiff.

ENTER: This 24th day of January, 2011.

[Signature]
Senior United States District Judge