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CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILED

MAY 18 2011

JULIA C. DUDLEY, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

RUBEN TRAVIS FIELDS,	)	
	)	
Petitioner,	)	Civil Action No. 7:11CV00001
	)	
v.	)	**FINAL ORDER**
	)	
R.C. MATHENA,	)	By: Hon. Glen E. Conrad
	)	Chief United States District Judge
Respondent.	)	

For the reasons stated in the accompanying memorandum opinion, it is now

ORDERED

as follows:

1. The respondent's motion to dismiss shall be and hereby is **GRANTED**;

2. A certificate of appealability is **DENIED**; and

3. The petition for writ of habeas corpus filed by the petitioner shall be and hereby is **DISMISSED** and **STRICKEN** from the active docket of the court.

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

ENTER: This 18th day of May, 2011.

Glen Conrad

Chief United States District Judge

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