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

| CLERK'S OFFICE U.S. DIST. COURT |
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| AT DANVILLE, VA FILED for KIN |
| For Kly |

APR 1 4 2011

JULIA C. DUDLEY, CLERI

BY: HACOCOTO CO

| CURTIS JEFFERSON, |) | Civil Action No. 7:11-cv-00165 |
|----------------------|---|-------------------------------------|
| Petitioner, |) | |
| v. |) | ORDER |
| |) | |
| JUDGE JAMES V. LANE, |) | By: Hon. Jackson L. Kiser |
| Respondent. |) | Senior United States District Judge |

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

ORDERED

that petitioner's request to proceed <u>in forma pauperis</u> is **GRANTED**; petitioner's petition for a writ of mandamus is **DISMISSED without prejudice as frivolous**, pursuant to 28 U.S.C. § 1915(e)(2)(B)(i); and the action is **STRICKEN** from the active docket of the court.

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

ENTER: This ______ day of April, 2011.

Senior United States District Judge