

FILED
for Roanoke
JUN 28 2011

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

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

KEVIN JOHNSON,
Plaintiff,

Civil Action No. 7:11-cv-00255

v.

ORDER

FRED SCHILLING, et al.,
Defendants.

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

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

ORDERED

that the action is **DISMISSED** without prejudice and **STRICKEN** from the active docket of the court. Plaintiff may refile his claims in a new and separate action once he can pay the \$350 filing fee or file the necessary financial forms to proceed without prepaying the filing fee.

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

ENTER: This 28th day of June, 2011.

[Signature]
Senior United States District Judge