

FILED
for Roanoke
JUN 27 2011

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

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

RICHARD D. MCKINNEY, Plaintiff,)	Civil Action No. 7:11-cv-00295
)	
v.)	<u>ORDER</u>
)	
ANTHONY E. COLLINS, Defendant.)	By: Hon. Jackson L. Kiser Senior United States District Judge

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

ORDERED

that plaintiff is **GRANTED** leave to proceed in forma pauperis, plaintiff's complaint is **DISMISSED without prejudice** as frivolous, pursuant to 28 U.S.C. § 1915(e)(2)(B)(1), 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 plaintiff.

ENTER: This 2TH day of June, 2011.

[Signature: Jackson L. Kiser]
Senior United States District Judge