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

JONATHAN ALLAN LAYNE,	)	**Civil Action No. 7:11-cv-00360**
Plaintiff,	)	
	)	
v.	)	**ORDER**
	)	
KELLY JENKINS, et al.,	)	**By: Hon. Michael F. Urbanski**
Defendant.	)	**United States District Judge**

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

ORDERED

that plaintiff is **GRANTED** leave to proceed in forma pauperis; plaintiff's action is **DISMISSED without prejudice** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii); and the action is **STRICKEN** from the active docket of the court.

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

Entered: August 4, 2011
/s/ Michael F. Urbanski
Michael F. Urbanski
United States District Judge

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