

FILED  
*for Roanoke*  
NOV - 1 2012

JULIA C. DUDLEY, CLERK  
BY: *[Signature]*  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MICHAEL WILLIAM BRODERICK, )  
Petitioner, )

Civil Action No. 7:12-cv-00063

v. )

ORDER

HAROLD CLARKE, )  
Respondent. )

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 respondent's motion to dismiss is **GRANTED**; the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**; a certificate of appealability is **DENIED**; 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 petitioner and counsel of record for respondent.

ENTER: This 1st day of November, 2012.

*[Signature]*  
Senior United States District Judge