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

APR 3 0 2012

BRETT ANTHONY VANDYKE,	CASE NO. 7:12CV00177
Plaintiff,	) FINAL ORDER
vs.	
SWVRJ ABINGDON FACILITY,	) ) By: Glen E. Conrad ) Chief United States District Judge
Defendant.	

In accordance with the accompanying memorandum opinion, it is hereby

## ADJUDGED AND ORDERED

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1); plaintiff's motion to proceed in <u>forma pauperis</u> is **DISMISSED** as moot; and this action is stricken from the active docket of the court.

ENTER: This 30<sup>10</sup> day of April, 2012.

Chief United States District Judge