

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

CHRISTOPHER NATHAN CALDWELL,)	Civil Case No. 7:12cv00221
Plaintiff,)	
)	
v.)	<u>FINAL ORDER</u>
)	
SHERIFF OCTAVIA JOHNSON, et al.,)	By: Norman K. Moon
Defendants.)	United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that Caldwell's 42 U.S.C § 1983 action is **DISMISSED without prejudice** pursuant to 25 U.S.C. § 1915(e)(2)(B)(ii) and the Clerk is **DIRECTED** to strike this action from the active docket of the court.

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

ENTER: This 29th day of May, 2012.



 NORMAN K. MOON
 UNITED STATES DISTRICT JUDGE