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

WILLIAM T. KEMPH,	)	CASE NO. 7:12CV00430
	)	
Plaintiff,	)	
	)	FINAL ORDER
v.	)	
	)	
TOWN OF VINTON, <u>ET AL.</u> ,	)	By: Glen E. Conrad
	)	Chief United States District Judge
Defendant(s).	)	

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that the clerk is **DIRECTED** to amend the court's docket to reflect that this action is brought under 42 U.S.C. § 1983; this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. §§ 1915A(b)(1) and 1367(c), and this action is stricken from the active docket of the court.

ENTER: This 8th day of November, 2012.

*Glen E. Conrad*

Chief United States District Judge