


SEP 28 2012

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

JULIA C. DUDLEY, CLERK  
BY:   
DEPUTY CLERK

KENNETH JAMES WEST, Plaintiff,	)	
	)	Civil Action No. 7:12-cv-00439
	)	
v.	)	<b><u>FINAL ORDER</u></b>
	)	
NEW RIVER VALLEY REGIONAL JAIL, Defendant.	)	By: Samuel G. Wilson United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that West's 42 U.S.C § 1983 action is **DISMISSED without prejudice** pursuant to 28 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 26<sup>th</sup> day of September, 2012.

  
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United States District Court