

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

|                                    |   |                                     |
|------------------------------------|---|-------------------------------------|
| <b>ANTHONY R. MCGIVERY,</b>        | ) |                                     |
| <b>Plaintiff,</b>                  | ) | <b>Civil Action No. 7:14cv00057</b> |
|                                    | ) |                                     |
| <b>v.</b>                          | ) | <b><u>FINAL ORDER</u></b>           |
|                                    | ) |                                     |
| <b>RANDALL C. MATHENA, et al.,</b> | ) | <b>By: Michael F. Urbanski</b>      |
| <b>Defendant.</b>                  | ) | <b>United States District Judge</b> |

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that that this action is **DISMISSED** for failure to state a claim pursuant to 28 U.S.C. § 1915A(b)(1), McGivery's motion for preliminary injunctive relief (Docket No. 10) is **DENIED**, and this case is hereby **STRICKEN** from the active docket of the court.

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

Entered: July 1, 2014

*/s/ Michael F. Urbanski*

Michael F. Urbanski  
United States District Judge