

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

CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILED
OCT 12 2007
BY: *John E. Corcoran*
JOHN E. CORCORAN, CLERK
DEPUTY CLERK

WESLEY C. SMITH,)
)
Plaintiff,) Civil Action No. 7:07CV00117
)
v.) **FINAL ORDER**
)
CHERI SMITH, et al.,)
) By: Hon. Glen E. Conrad
Defendants.) United States District Judge

In accordance with the accompanying memorandum opinion, it is now

ORDERED

as follows:

1. The plaintiff's "motion to amend if needed" shall be and hereby is **DENIED**.
2. The defendants' motions to dismiss shall be and hereby are **GRANTED**. The plaintiff's § 1983 claims for declaratory relief against the judicial officers, and the plaintiff's claims under state law, are dismissed without prejudice. The plaintiff's remaining claims are dismissed with prejudice.
3. The plaintiff's motions for preliminary injunction shall be and hereby are **DENIED** as moot.
4. This action shall be and hereby is **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the plaintiff and all counsel of record.

ENTER: This 12th day of October, 2007.

Glen E. Conrad

United States District Judge