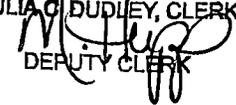


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

SEP 13 2016

JULIA O. DUDLEY, CLERK  
BY:   
DEPUTY CLERK

RA A. IMHOTEP,  
Petitioner,

Case No. 7:16-cv-00249

v.

MEMORANDUM OPINION

HAROLD W. CLARKE, et al.,  
Respondents.

By: Hon. Jackson L. Kiser  
Senior United States District Judge

By its July 7, 2016, Order, the court notified Petitioner of its intent to construe and address his "complaint" as a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. The Order instructed Petitioner to complete and return the form § 2254 motion within fifteen days and that a failure to do so would result in dismissal without prejudice for failing to comply with a court order.

Petitioner has failed to respond to the Order. Accordingly, the action is dismissed without prejudice, a certificate of appealability is denied, and the action is stricken from the docket.

ENTER: This 13<sup>th</sup> day of September, 2016.

  
Senior United States District Judge