

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

REVEREND WESLEY CARROLL,)	
)	
Plaintiff)	
)	
vs.)	Civil Action No. 08-1684
)	Judge Arthur J. Schwab
CLERK OF COURT, COURT OF)	Magistrate Judge Amy Reynolds Hay
COMMON PLEAS OF ALLEGHENY)	
COUNTY; COURT OF COMMON PLEAS)	
OF ALLEGHENY COUNTY)	
)	
Defendants)	Re: Dkt. [1]

ORDER

AND NOW, this 15th day of January, 2009, after the Plaintiff, Reverend Wesley Carroll, filed an action in the above-captioned case, and after a Report and Recommendation was filed by the United States Magistrate Judge giving the plaintiff until December 29, 2008 to file written objections thereto, and no objections having been filed by Plaintiff, and upon independent review of the record, and upon consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that pursuant to the Prison Litigation Reform Act, the motion for leave to proceed in forma pauperis is denied and the complaint is dismissed without prejudice to re-filing after payment of the filing fee.

IT IS HEREBY ORDERED that the report and recommendation is adopted as the opinion of this Court.

IT IS FURTHER ORDERED that pursuant to 28 U.S.C. § 1915(a)(3) any appeal

from this order would not be taken in good faith.

IT IS FURTHER ORDERED that, pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, if the parties desire to appeal from this Order they must do so within thirty (30) days by filing a notice of appeal as provided in Rule 3, Fed.R.App.P.



ARTHUR J. SCHWAB
United States District Judge

cc: Honorable Amy Reynolds Hay
United States Magistrate Judge

Wesley Carroll
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