ALD-190

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

NO. 06-4630

CLARENCE PHIPPEN,

Appellant

v.

JOE NISH, Warden, SCI Waymart;
DONALD JONES, Hearing Examiner, SCI Waymart

On Appeal From the United States District Court
For the Middle District of Pennsylvania
(D.C. Civ. No. 05-cv-1446)
District Judge: Honorable Thomas I. Vanaskie

Submitted For Possible Dismissal Under 28 U.S.C. § 1915(e)(2)(B)
April 19, 2007

Before: SLOVITER, CHAGARES AND GREENBERG, CIRCUIT JUDGES

JUDGMENT

This cause came on to be heard on the record from the United States District Court for the Middle District of Pennsylvania and was submitted for possible dismissal under 28 U.S.C. §1915(e)(2)(B). On consideration whereof, it is now here

ORDERED AND ADJUDGED by this court that the appeal is dismissed under 28

U.S.C. §1915(e)(2)(B)(ii). All of the above in accordance with the opinion of this Court.

ATTEST:

/s/ Marcia M. Waldron
Clerk

DATED: May 8, 2007