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**U.S. District Court
Western District of Tennessee (Memphis)
CIVIL DOCKET FOR CASE #: 2:04-cv-02073-JPM-tmp**

Story v. Herbison, et al
Assigned to: Judge Jon Phipps McCalla
Referred to: Magistrate Judge Tu M. Pham
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 02/06/2004
Date Terminated: 10/05/2004
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil
Rights
Jurisdiction: Federal Question

Plaintiff

Earley Story

represented by **Earley Story**

4700 Gill
Memphis, TN 38109
901-789-5384
Fax: prose
PRO SE

V.

Defendant

John Edward Herbison

Defendant

Janet Boone

Date Filed	#	Docket Text
02/06/2004	1	COMPLAINT (Summonses NOT issued) ; Filing fee \$ ifp (AGJ) (Entered: 02/09/2004)
02/06/2004	2	AFFIDAVIT of Earley Story in support of Motion under 28 USC 1915 for appointment of attorney and authorizatio to commence suit withou prepayment of filing fee (JAE) (Entered: 02/09/2004)
10/05/2004	3	ORDER GRANTING LEAVE TO PROCEED I NFORMA PAUPERIS, ORDER OF DISMISSAL, ORDER CERTIFYING APPEAL NOT TAKEN IN GOOD FAITH, AND NOTICE OF APPELLATE FILING FEE. Clerk shall not issue process or serve any papers. Complaint is devoid ofjurisdiction, failes to state a claim upon which relief may be granted, lacks an arguable basis either in law or in fact and is, therefore, frivolous. As the complaint is frivolous, fails to state a claim, and is devoid of jurisdiction, it is dismissed..therefore, CERTIFIED that any appeal in this matter is not taken in good faith. If pltf files notice of appeal, he must pay

		the entire \$255 filing fee w/in 30 days of filing of notice of appeal. . Signed by Judge Jon Phipps McCalla. (jae,) (Entered: 10/06/2004)
10/05/2004	4	JUDGMENT IN A CIVIL CASE. In accordance with Order granting leave to proceed in forma pauperis, Order of Dismissal, Order Certifying Appeal Not tTken in Good Faith, and Notice of Appellate Filing Fee. Signed by Judge Jon Phipps McCalla. (jae,) (Entered: 10/06/2004)

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