

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
BATESVILLE DIVISION

RAYMOND CALVIN,  
ADC #118038

PLAINTIFF

v.

1:09CV00006SWW/HLJ

LARRY MAY, et al.

DEFENDANTS

ORDER

By Order dated January 16, 2009 (DE #4), this Court granted plaintiff's application to proceed in forma pauperis in this action filed pursuant to 42 U.S.C. § 1983. However, finding plaintiff's complaint too vague and conclusory to enable the Court to determine whether it is frivolous, fails to state a claim, or states a legitimate claim, the Court directed plaintiff to submit an amended complaint within thirty days. Plaintiff has now submitted an amended complaint (DE #6). Having reviewed the original and amended complaints, and construing them together, it now appears to the Court that service is appropriate with respect to his due process allegations against defendants Selvey, Gillihan, Dobbs, Evans and McFarren, and his racial discrimination claim against defendants Engelhardt, Evans, Gibson and Norris.

Accordingly,

IT IS, THEREFORE, ORDERED that service is appropriate for the defendants Marvin Evans, Larry Norris, Ronald Dobbs, James Gibson, John Engelhardt, Eddie Selvey, Ronald Gillihan, and Rusty McFarren. The Clerk of the Court shall prepare summons for the defendants and the United States Marshal is hereby directed to serve a copy of the original (DE #4) and amended complaints (DE #6) and summons on defendants in care of the Arkansas Board of Correction and Community Punishment Compliance Division, P.O. Box 20550, Pine Bluff, AR 71612-0550, without prepayment of fees and costs or security therefore.

IT IS SO ORDERED this 5<sup>th</sup> day of February, 2009.

Henry L. Jones, Jr.  
United States Magistrate Judge