

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

MYRON T. SMITH

PLAINTIFF

v.

Case No. 1:10-cv-91-DPM-JTK

JARED BRANSCOMB;
BOB BARNETT; and RHONDA DOW

DEFENDANTS

ORDER

The Court has considered Magistrate Judge Jerome T. Kearney's Proposed Findings and Recommended Partial Disposition – to which Myron Smith has not objected. Seeing no clear error of fact on the record as a whole, FED. R. CIV. P. 72(b) (1983 addition to advisory committee notes), or legal error, the Court adopts Magistrate Judge Kearney's decision as its own.

Document No. 14. Defendant Barnett is dismissed from the case without prejudice. An *in forma pauperis* appeal from this Order would not be taken in good faith. 28 U.S.C. § 1915(a)(3).

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

22 February 2011