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

JOSH HAYNES PLAINTIFF

v. Case No.: 1:12CV00117 KGB

KEITH PATE DEFENDANT

JUDGMENT

Pursuant to the order filed this date, judgment is entered dismissing this case without prejudice; the relief sought is denied. The Court further certifies that an *in forma pauperis* appeal taken from the order and judgment dismissing this action would be frivolous and not in good faith.

IT IS SO ORDERED THIS the 25th day of July, 2013.

KRISTINE G. BAKER

UNITED STATES DISTRICT JUDGE