

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

**JOHN ANTHONY HOUSTON  
ADC #119358**

**PLAINTIFF**

v. **CASE NO: 1:13CV00053 BSM**

**MARTY MOSS et al.**

**DEFENDANTS**

**ORDER**

The proposed findings and recommended disposition submitted by United States Magistrate Judge H. David Young have been reviewed, along with the objections filed. After carefully considering the objections and making a *de novo* review of the record in this case, it is concluded that the proposed findings and recommended disposition should be, and hereby are, approved and adopted in their entirety in all respects.

**IT IS THEREFORE ORDERED THAT:**

1. Plaintiff's complaint is DISMISSED WITH PREJUDICE with respect to his claims regarding the conditions of his confinement, and WITHOUT PREJUDICE in all other respects.
2. All pending motions are DENIED AS MOOT.
3. It is further certified that an *informa pauperis* appeal taken from the order and judgment dismissing this action is considered frivolous and not in good faith.

DATED this 12th day of August 2013.

  
UNITED STATES DISTRICT JUDGE