

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

**STANLEY BURKE,  
ADC #151700**

**PLAINTIFF**

**VS.**

**1:16-CV-00113-BRW-JTK**

**GATEWOOD, et al.**

**DEFENDANTS**

**ORDER**

I have received the Proposed Findings and Recommendations from United States Magistrate Judge Jerome T. Kearney.<sup>1</sup> No objections have been filed and the time for doing so has passed.<sup>2</sup>

After careful review, I adopt the Recommendation in its entirety as my findings in all respects.

Accordingly, Plaintiff's Amended Complaint against Defendants (Doc. No. 2) is DISMISSED for failure to state a claim. This dismissal counts as a "strike" within the meaning of the Prison Litigation Reform Act.<sup>3</sup> I certify that an *in forma pauperis* appeal from this order and the accompanying judgment would not be taken in good faith.<sup>4</sup>

IT IS SO ORDERED this 17<sup>th</sup> day of October, 2016.

/s/ Billy Roy Wilson  
UNITED STATES DISTRICT JUDGE

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<sup>1</sup> Doc. No. 6.

<sup>2</sup> Objections were due Monday, October 17, 2016.

<sup>3</sup> 28 U.S.C. § 1915(g).

<sup>4</sup> See 28 U.S.C. § 1915(a)(3).