

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

EDWARD THURMAN
ADC # 084186

PLAINTIFF

v.

No. 1:16-cv-146-DPM-BD

QUEEN, Sergeant, NCU; DOWNING,
Lieutenant, NCU; SPURLOCK, Sergeant,
NCU; STEPHEN WILLIAMS, Warden, NCU;
BILLY INMAN, Deputy Warden, NCU;
KEITH DAY, Building Mayor, NCU;
DEXTER PAYNE, Deputy Director, ADC;
BARBARA WILLIAMS, Inmate Grievance
Supervisor, ADC; and
JOHN DOE, Corporal, NCU

DEFENDANTS

ORDER

On *de novo* review, the Court adopts the partial recommendation, *No* 5, and overrules Thurman's objections, *No* 11. FED. R. CIV. P. 72(b)(3). Thurman's claims against Stephen Williams, Inman, Day, Barbara Williams, Payne, and the Doe Defendant are dismissed without prejudice. Thurman's claims for damages against Queen, Downing, and Spurlock in their official capacities are dismissed with prejudice. His excessive-force claims against Queen, Downing, and Spurlock can go forward.

So Ordered.

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

8 November 2016