

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

LEE MADDEN
ADC #136534

PLAINTIFF

V.

2:08CV00146 BSM/JTR

GREEN, Classification Officer,
East Arkansas Regional Unit, et al.

DEFENDANTS

ORDER

The Court has reviewed the Proposed Findings and Recommended Partial Disposition submitted by United States Magistrate Judge J. Thomas Ray. No objections have been filed. After careful review, the Court concludes that the Proposed Findings and Recommended Partial Disposition should be, and hereby are, approved and adopted in their entirety as this Court's findings in all respects.

IT IS THEREFORE ORDERED that:

1. Plaintiff's Motion to Correct Name of Defendant (docket entry #8) is GRANTED.
2. Defendant Classification Officer Green is VOLUNTARILY DISMISSED, WITHOUT PREJUDICE, from this action.
3. The Clerk is directed to: (a) file a copy of Plaintiff's Motion to Correct Name of Defendant (docket entry #8) as "Plaintiff's Amended Complaint"; and (b) add Classification Officer Whiley as a Defendant in this action.
4. The Court CERTIFIES, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from this Order would not be taken in good faith

Dated this 15th day of October, 2008.


UNITED STATES DISTRICT JUDGE