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

MICHAEL R. FURLOUGH ADC #073407

PLAINTIFF

V.

2:09CV00170 JMM/JTR

APRIL BRANDON, Sergeant, East Arkansas Regional Unit

DEFENDANT

## **JUDGMENT**

Consistent with the Order that was entered on this day, it is CONSIDERED, ORDERED, and ADJUDGED that the Complaint is DISMISSED, WITH PREJUDICE, for failing to state a claim upon which relief may be granted. The dismissal constitutes a "strike" as defined by 28 U.S.C. § 1915(g). Further, the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from this Judgment and the accompanying Order would not be taken in good faith.

Dated this <u>15</u> day of December, 2009.

UNITED STATES DISTRICT JUDGE