

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

CHARLES MCCRAY,
Reg. # 29144-179

Plaintiff,

v.

T. C. OUTLAW, Warden, Federal
Correctional Institution, Forrest
City, Arkansas, *et al.*,

Defendants.

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No. 2:10-cv-00095-SWW-JJV

ORDER

The Court has received proposed findings and recommendations from United States Magistrate Judge Joe J. Volpe. After a review of those proposed findings and recommendations, and the timely objections received thereto, as well as a *de novo* review of the record, the Court adopts them in their entirety. Accordingly,

IT IS THEREFORE ORDERED that Defendant Smith is DISMISSED from this action, for Plaintiff's failure to state a claim upon which relief may be granted.

DATED this 9th day of December, 2010.

/s/Susan Webber Wright
UNITED STATES DISTRICT JUDGE