

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

MARCUS D. EVANS  
ADC# 109369

PLAINTIFF

v.

No. 2:11-cv-235-DPM

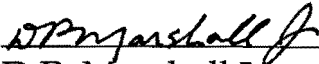
SHANTA HARDY; OFFICER MOORE; OFFICER COX;  
OFFICER BARTON; OFFICER RICHARDSON; OFFICER  
CARLOCK; OFFICER MULLINS; OFFICER MCDANIELS;  
OFFICER CLEMMONS; OFFICER JACKSON; and  
OFFICER GRAY, all Correctional Officers, East Arkansas  
Regional Unit, ADC, all sued in their individual and  
official capacities

DEFENDANTS

ORDER

Evans has not objected to Magistrate Judge J. Thomas Ray's recommendation, *Document No. 5*, that his negligence claim be dismissed with prejudice and other claims be allowed to proceed. Reviewing for legal error and clear factual error on the face of the record, FED. R. CIV. P. 72(b) (1983 addition to advisory committee notes), the Court adopts Judge Ray's recommendation in full. The Court certifies that an *in forma pauperis* appeal from this Order would not be taken in good faith.

So Ordered.

  
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D.P. Marshall Jr.  
United States District Judge

2 March 2012