

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

MAURICIO RUEBEN,  
Reg. #59216-079

PLAINTIFF

v.

No. 2:13-cv-33-DPM-JTK

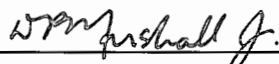
UNITED STATES OF AMERICA

DEFENDANT

ORDER

On *de novo* review, the Court overrules Rueben's objections, No 85, and adopts Magistrate Judge Kearney's recommendation, No 84. FED. R. CIV. P. 72(b)(3). Expert testimony is needed under Arkansas law. And no compelling circumstances justify an appointment of one here. The United States' motion for summary judgment, No 50, is reinstated and granted. The Court appreciates Judge Kearney's further hard look at the expert issue.

So Ordered.

  
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D.P. Marshall Jr.  
United States District Judge

27 October 2014