

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

GARY CHAMBERS
ADC #551596

PLAINTIFF

v.

No. 2:16-cv-121-DPM-BD

WENDY KELLEY, Director, Arkansas
Department of Correction; RAYMOND
NAILOR, Director, Internal Affairs-ADC;
GAYLON LAY, Warden, EARU; DAVID
MILLS, Deputy Warden, EARU Max; DEANGELO
EARLE, Deputy Warden, EARU; WILLIAM
CONNOR, Major, EARU Max; BUTLER,
Medical Provider, EARU; STIEVE, Medical
Provider, EARU; DRUMMOND, Medical
Provider, EARU; and L. DICKERSON, Law
Library Supervisor, EARU

DEFENDANTS

ORDER

Unopposed partial recommendation, *No* 39, adopted. FED. R. CIV. P. 72(b)(1983 addition to advisory committee notes). Motion for preliminary injunctive relief, *No* 4, denied. Motion to dismiss, *No* 19, granted in part and denied in part: Chambers's claims for damages against the ADC defendants in their official capacity are dismissed with prejudice; his claim that Dickerson denied him access to the courts is dismissed without prejudice; and the motion is denied without prejudice on exhaustion and failure to

investigate.

So Ordered.

D.P. Marshall Jr.

D.P. Marshall Jr.
United States District Judge

15 November 2016