

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

JONATHAN B. JOHNSON  
ADC #140542

PLAINTIFF

V.

3:08CV00084 SWW/JTR

LARRY ZANE BOYD, Administrator,  
Crittenden County Detention Center, et al.

DEFENDANTS

**ORDER**

On November 7, 2008, Defendants in this *pro se* § 1983 action filed a Motion to Compel and a Brief in Support (docket entries #47 and #48) asking the Court to require Plaintiff to: (1) complete the Medical Authorizations attached to their August 25, 2008 Second Request for Production; and (2) answer Interrogatory #6, which asks Plaintiff to "state what each named Defendant did wrong with respect to each and every allegation you have presented in your complaint." *See* docket entry #47, Ex. C.

Plaintiff has not responded to Defendants' Motion to Compel, and the time for doing so has expired. *See* Local Rule 7.2(b) (providing that: "Within eleven days from the date copies of a motion and supporting papers have been served upon him, any party opposing a motion shall serve and file with the Clerk a concise statement in opposition to the motion with supporting authorities"); Local Rule 7.2(f) (stating that the "failure to timely respond to any nondispositive motion . . . shall be an adequate basis, without more, for granting the relief sought in said motion"). Additionally, the Court finds good cause for granting Defendants' Motion.

IT IS THEREFORE ORDERED THAT:

1. Defendants' Motion to Compel (docket entry #47) is GRANTED.
2. Plaintiff shall FILE, **with fifteen days of the entry of this Order**, his Response to Interrogatory #6 and the Medical Authorizations attached to Defendants' Second Request for Production.<sup>1</sup>
3. Plaintiff is advised that the failure to timely and properly do so will result in this case being dismissed, without prejudice, pursuant to Fed. R. Civ. P. 37(b)(2)(A)(v).<sup>2</sup>

Dated this 3<sup>rd</sup> day of December, 2008.

  
UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup> Usually, discovery responses are not filed with the Court and, instead, are mailed directly to the opposing counsel, along with a certificate of service. *See* Fed. R. Civ. P. 5(d). However, the Court hereby instructs Plaintiff to FILE those specific discovery responses WITH THE CLERK so that it can determine whether Plaintiff has timely and properly complied with this Order.

<sup>2</sup> Fed. R. Civ. P. 37(b)(2) provides, in pertinent part, that a court may dismiss an action if “a party fails to obey an order to provide or permit discovery.”