

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

**HENRY W. WARREN**

**PLAINTIFF**

**V.**

**CASE NO. 3:14-CV-128 KGB/BD**

**DOE, et al.**

**DEFENDANTS**

**ORDER**

Henry W. Warren filed this lawsuit pro se under 42 U.S.C. § 1983, alleging that his constitutional rights were violated while he was housed at the Mississippi County Detention Facility. (Docket entry #2) Specifically, he claims that Detention Facility officials failed to protect him from an attack by a fellow inmate.

Mr. Warren’s Complaint, as written, does not provide enough information for the Court to determine whether he can state a federal claim for relief. He will have an opportunity, however, to amend his Complaint.

The Eighth Amendment requires prison officials to take “reasonable measures to guarantee the safety of the inmates [and] . . . to protect prisoners from violence at the hands of other prisoners.” *Farmer v. Brennan*, 511 U.S. 825, 832–33, 114 S.Ct. 1970 (1994) (quotations omitted). In order to establish a constitutional violation, however, Mr. Warren must show that he faced a substantial risk of serious harm and that Detention Facility officials actually knew of that risk, but disregarded, or were deliberately indifferent to, his health or safety. *Pagels v. Morrison*, 335 F.3d 736, 740 (8th Cir. 2003); *Jackson v. Everett*, 140 F.3d 1149, 1151 (8th Cir. 1998).

Here, Mr. Warren has not included any facts indicating that the named Defendants were aware of a threat posed by inmate Henderson, the individual who attacked Mr. Warren. Without those allegations, Mr. Warren's claim fails.

Accordingly, Mr. Warren has thirty days to amend his complaint to cure the defects identified by the Court. His failure to comply with the Court order could result in the dismissal of this lawsuit. See Local Rule 5.5.

IT IS SO ORDERED this 14th day of May, 2014.

  
UNITED STATES MAGISTRATE JUDGE