

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

ALONZO TYRONE GRANT

PLAINTIFF

v.

No. 3:16-cv-180-DPM

DAVID CARTER, Sheriff, Greene County;
MIKE RYLES, Lieutenant, Greene County
Sheriff's Office; RANDY SIPES, Captain,
Greene County Sheriff's Office; and TONY
CHARLES ROE, Sergeant, Arkansas State Police

DEFENDANTS

ORDER

1. The Court must screen Grant's complaint. *No 2; 28 U.S.C. § 1915A.*

Grant says he was falsely imprisoned after the defendants unlawfully searched his house and found drugs. *No 2 at 4.* But Grant pleaded guilty to drug-related charges arising from this incident and was sentenced to probation. *No 8 at 2-4.* A judgment in his favor in this case would call into question Grant's state sentence; and he hasn't alleged that his sentence has been reversed, expunged, or invalidated. Grant's claim is therefore *Heck-barred.* *Heck v. Humphrey*, 512 U.S. 477, 486-87 (1994).

2. Grant's complaint will be dismissed without prejudice for failure to state a claim. This dismissal counts as a "strike" for purposes of 28 U.S.C.

§ 1915(g). An *in forma pauperis* appeal from this Order and accompanying Judgment will not be taken in good faith. 28 U.S.C. § 1915(a)(3).

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

4 January 2017