

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

MARY LOUISE SMITH and
TIFFANY E. SMITH

PLAINTIFFS

v.

No. 3:19-cv-82-DPM

ASA HUTCHINSON, in his official capacity as Governor of the State of Arkansas; ARKANSAS DEPARTMENT OF HUMAN SERVICES; CINDY GILLESPIE, in her official capacity as Director of the Arkansas Department of Human Services; WILLIAM J. BRYANT, in his official capacity as Director of the Arkansas State Police; JEFFREY DREW, Individually and in his official capacity as the Commander of the Crimes Against Children Division (CACD) of the Arkansas State Police; KATHERINE CHLAPECKA, Individually and in her official capacity as Investigator of the Crimes Against Children Division (CACD) of the Arkansas State Police; ASHLEY HODGES, Individually as school nurse at Carroll Smith Elementary School; DEE WALLACE, Individually as Assistant Principal at Carroll Smith Elementary School; TIFFANY SMITHEY, Individually as Principal at Carroll Smith Elementary School; JOHN DOES, Individually and in their official capacities as former Board members of the Osceola School District; MICHAEL COX, former Superintendent of Osceola School District; ALFRED HOGAN, Individually as Superintendent of the Osceola School District; TERRY HODGES, Lt., Individually and in his official capacity as an Investigator for the Osceola Police Department; DAVID GLADDEN, Individually and in his official

capacity as Chief of Police for the Osceola Police Department; CITY OF OSCEOLA, ARKANSAS; DICKIE KENNEMORE, Individually and in his official capacity as Mayor of Osceola, Arkansas; SAM POLLOCK, Individually and in his official capacity as a Patrolman for the Osceola Police Department; DUNKIN, Individually and in his official capacity as a Patrolman for the Osceola Police Department; GONZALEZ, Individually and in his official capacity as a Sergeant for the Osceola Police Department; SANDRA LANDRY, Individually and as Principal of North Elementary School; PAMELA SMITH, faculty member of North Elementary School; SYLVIA WEAR, Individually and in her official capacity as Supervisor of DHS; and FAMILIES, INC.

DEFENDANTS

JUDGMENT

The following claims are dismissed without prejudice: the Smiths' claims against Families, Inc.; their state law claims against Chlapecka; their claims against Wear and Drew individually; their claims against Kennemore, Gladden, Pollock, Cox, Hogan, the John Does, and Smithey; and all of their remaining state law claims. All other claims against all other parties are dismissed with prejudice.

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

16 July 2021