

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
LITTLE ROCK DIVISION**

**FRANK W. ASKEW, JR.  
REG. No. 13764-08**

**PLAINTIFF**

**V.**

**4:09CV00058 JMM/HDY**

**“DOC” HOLLADAY, Sheriff, Pulaski  
County, et al**

**DEFENDANTS**

**ORDER**

The Court has reviewed the Proposed Findings and Recommended Partial Disposition submitted by United States Magistrate Judge H. David Young and Plaintiff’s objections. After carefully considering Plaintiff’s objections and making a *de novo* review of the record in this case, the Court concludes that the Proposed Findings and Recommended Partial Disposition should be, and hereby are, approved and adopted in their entirety as this Court’s findings in all respects.

IT IS THEREFORE ORDERED that:

1) Plaintiff’s Notification (docket entry #8) is construed as a Motion to Amend to add as Defendants Nurse Speer, Dr. Carl Johnson, and Ms. McGhee and will be GRANTED;

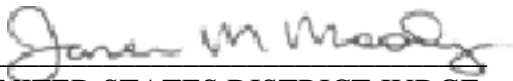
2) Plaintiff’s claims against Defendants Holladay, Morgan, Smith, Ocasio, Barnett, Wilson, Lewis, Berry, Bangs, Paxton, Peters, Wade, Speer, Johnson, and McGhee are DISMISSED WITH PREJUDICE;

3) Plaintiff’s Motions for Class Action Certification and Preliminary Injunction (docket entries ##3-4) are DENIED;

4) The Clerk of the Court is directed to prepare a summons for Defendants Scott, Banks, Bailey, and Spencer. The United States Marshal is directed to serve a copy of the Complaint

(docket entry #2), this Recommended Partial Disposition, and summons on those Defendants without prepayment of fees and costs or security therefore.

DATED this 23<sup>rd</sup> day of June 2009.

  
UNITED STATES DISTRICT JUDGE