

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION**

**STEVEN HARBEN**

**PLAINTIFF**

**v.**

**CASE NO. 4:09CV00395 BSM**

**WILLIAM DILLARD, II, et al.**

**DEFENDANTS**

**JUDGMENT**

Consistent with the order entered September 30, 2010 [Doc. No. 43], this case is hereby dismissed. The Arkansas Court of Appeals in *Berry v. Dillard*, 2011 Ark. App. 242, affirmed the judgment of the Circuit Court of Pulaski County and Berry has exhausted all appeals.

Dated this 23rd day of September 2011.

  
UNITED STATES DISTRICT JUDGE