

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

NEIL D. SWEIGART

PLAINTIFF

V.

4:09CV00402 WRW/JTR

T. TENSLEY, Sergeant  
Pulaski County Detention Facility

DEFENDANT

**JUDGMENT**

Consistent with the Order of Dismissal that was entered on this day, it is CONSIDERED, ORDERED, and ADJUDGED that, pursuant to Local Rule 5.5(c)(2), this case is DISMISSED, WITHOUT PREJUDICE, due to Plaintiff's failure to timely and properly comply with the Court's June 3, 2009 Order. Further, the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal taken from this Judgment and the accompanying Order of Dismissal would not be taken in good faith.

DATED this 9<sup>th</sup> day of July, 2009.

/s/Wm. R. Wilson, Jr.  
UNITED STATES DISTRICT JUDGE