

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

DEMARICO HAY  
#10748-11

PLAINTIFF

v.

4:11-CV-00437-JMM-JJV

PULASKI COUNTY; DOC HOLLADAY,  
Sheriff, Pulaski County; RANDY MORGAN,  
Chief of Detention, Pulaski County Detention  
Facility; and SHAWN SMITH, Major, Pulaski  
County Detention Facility

DEFENDANTS

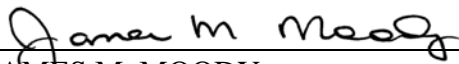
**ORDER**

The Court has reviewed the Proposed Findings and Recommended Disposition submitted by United States Magistrate Judge Joe J. Volpe. No objections have been filed. After careful consideration, the Court concludes that the Proposed Findings and Recommended 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 Complaint (Doc. No. 2) is DISMISSED without prejudice.
2. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from this Order adopting the recommendations and the accompanying Judgment would not be taken in good faith.

DATED this 7th day of December, 2011.

  
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JAMES M. MOODY  
UNITED STATES DISTRICT JUDGE