

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

JUSTIN E. ALLEN,  
ADC #551718

PLAINTIFF

V.

4:12CV00390 SWW/JTR

ADAM MITTEMIER, Officer; and  
SETH FERGUSON, Officer,  
Faulkner County Detention Center

DEFENDANTS

**JUDGMENT**

Consistent with the Order that was entered on this day, it is CONSIDERED, ORDERED, and ADJUDGED that this case is DISMISSED, WITHOUT PREJUDICE, for failing to state a claim upon which relief may be granted. Further, the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from this Judgment and the accompanying Order would not be taken in good faith.

Dated this 20<sup>th</sup> day of August 2012.

/s/Susan Webber Wright  
UNITED STATES DISTRICT JUDGE