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

REYNOLD MILLER, ADC #141806

**PLAINTIFF** 

v.

4:14CV00122-SWW-JTK

JOHN FELTS, et al.

**DEFENDANTS** 

## **ORDER**

The Court has received proposed findings and recommendations from United States Magistrate Judge Jerome T. Kearney. There have been no objections. After a review of those proposed findings and recommendations, the Court adopts them in their entirety. Accordingly,

IT IS, THEREFORE, ORDERED that:

- 1. Plaintiff's complaint against defendants is DISMISSED without prejudice to re-file after exhaustion of his available remedies.
  - 2. This dismissal is considered a "strike" within the meaning of the PLRA.
- 3. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an <u>in forma pauperis</u> appeal from an Order and Judgment dismissing this action is not taken in good faith.

An appropriate Judgment shall accompany this Order.

IT IS SO ORDERED this 15<sup>th</sup> day of April, 2014.

/s/Susan Webber Wright
UNITED STATES DISTRICT JUDGE