

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

**JASON ALUMBAUGH,  
ADC #552277**

**PLAINTIFF**

**v.**

**CASE NO. 4:16CV00837 BSM**

**T. COLLINS**

**DEFENDANT**

**ORDER**

The recommended disposition (“RD”) submitted by United States Magistrate Judge Patricia S. Harris [Doc. No. 3] has been reviewed. No objections have been filed. After reviewing the record, the RD is adopted.

Accordingly, plaintiff Jason Alumbaugh’s complaint [Doc. No. 1] is dismissed without prejudice for failure to pay the filing fee, failure to comply with Local Rule 5.5(c)(2), and failure to respond as ordered [Doc. No. 2]. Finally, any *in forma pauperis* appeal taken from the order and judgment dismissing this action will be considered frivolous and not in good faith. *See* 28 U.S.C. § 1915(a)(3).

IT IS SO ORDERED this 13th day of January 2017.

  
UNITED STATES DISTRICT JUDGE