

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

JAMES KEEN  
ADC # 160080

PLAINTIFF

v.

No. 4:17-cv-11-DPM

T. PARKER, Sergeant, Saline County  
Detention Center; ALLEN LANECASTER,\*  
Maintenance, Saline County Jail;  
PERRY, Deputy Jailer, Saline County  
Jail; and COLE, Corporal, Saline  
County Detention Center

DEFENDANTS

ORDER

1. On *de novo* review, the Court declines the Magistrate's recommendation, *No* 22. FED. R. CIV. P. 72(b)(3). Keen's objection, *No* 25 at 3-5, raises (belatedly) genuine issues of material fact on whether and how long he went without water to drink. The motion for summary judgment, *No* 19, is denied.

2. Keen's alternate motion to dismiss, *No* 26, is granted. Keen isn't able to prosecute this case on his own, and doesn't wish to continue. The complaint will be dismissed without prejudice.

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\*The Court directs the Clerk to amend the docket to reflect the proper spelling of Defendant Allen Lanecaster's name.

3. Keen's motion to amend his claims, *No 27*, and the motion to appoint counsel, *No 28*, are denied as moot.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

26 July 2017