

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.

*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