

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

**KHALAN ELLINGTON,  
ADC #655082**

**PLAINTIFF**

**V.**

**CASE NO. 4:17-CV-00259 SWW/BD**

**LACRETIA FLOWERS, et al.**

**DEFENDANTS**

**ORDER**

The Court has received a Partial Recommended Disposition (“Recommendation”) from Magistrate Judge Beth Deere. After a careful consideration of the Recommendation and Mr. Ellington’s timely objections, and after a *de novo* review of the record, the Court concludes that the Recommendation should be, and hereby is, approved and adopted as this Court’s findings in all respects.

Mr. Ellington’s claims against Defendant Rice are DISMISSED, without prejudice. In addition, his claims against Defendants Flowers and Kelly in their official capacities are DISMISSED, without prejudice.

IT IS SO ORDERED this 5<sup>th</sup> day of May, 2017.

/s/Susan Webber Wright

UNITED STATES DISTRICT JUDGE