

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION**

RICKY UPTON
ADC #116955

PLAINTIFF

V.

NO: 5:09CV00083 JMM/HDY

ALVA GREEN *et al.*

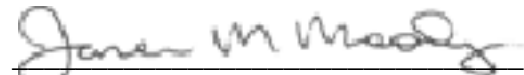
DEFENDANTS

ORDER

The Court has reviewed the Proposed Findings and Partial Recommended Disposition submitted by United States Magistrate Judge H. David Young. No objections have been filed. After careful consideration, the Court concludes that the Proposed Findings and Partial Recommended Disposition should be, and hereby are, approved and adopted in their entirety as this Court's findings in all respects.

IT IS THEREFORE ORDERED THAT Defendant Wendy Kelley's motion to dismiss (docket entry #11) is GRANTED, and Kelley's name is removed as a party Defendant.

DATED this 26 day of May, 2009.


UNITED STATES DISTRICT JUDGE