

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

**BILLY THORNTON, JR.
ADC #89174**

PLAINTIFF

V.

5:09CV00110 BSM/JTR

**GREG HARMON, Warden,
East Arkansas Regional Unit, ADC, et al.**

DEFENDANTS

ORDER

The court has received the recommended disposition from United States Magistrate Judge J. Thomas Ray (Doc. No. 57) and plaintiff Billy Thornton, Jr.'s response (Doc. No. 59). After carefully reviewing the recommended disposition, Thornton's response, and reviewing the record *de novo*, it is concluded that the recommended disposition should be, and hereby is, approved and adopted in all respects in its entirety.

Defendants' Motion for Summary Judgment (Doc. No. 48) is GRANTED, and Thornton's claims are DISMISSED, WITH PREJUDICE. Further, it is hereby certified, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal would not be taken in good faith.

IT IS SO ORDERED this 11th day of June, 2010.


UNITED STATES DISTRICT JUDGE