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

HERMAN D. BROWN, SR.

NO: 5:09CV00195 JLH

REYNOLDS

V.

JUDGMENT

Pursuant to the order filed this date, judgment is entered dismissing this case without prejudice; the relief sought is denied. The Court further certifies that an *in forma pauperis* appeal taken from the order and judgment dismissing this action is considered frivolous and not in good faith.

DATED this 23rd day of October, 2009.

feon Holmes

UNITED STATES DISTRICT JUDGE

PLAINTIFF

DEFENDANT