

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

BRUNSON ROBERTS
ADC #127841

PLAINTIFF

V.

NO: 5:10CV00063 SWW

LARRY NORRIS *et al.*

DEFENDANTS

ORDER

The Court has reviewed the Proposed Findings and Recommended Disposition submitted by United States Magistrate Judge H. David Young, and the objections filed. After carefully considering the objections and making a *de novo* review of the record in this case, the Court concludes that the Proposed Findings and 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:

1. Plaintiff's complaint is DISMISSED WITH PREJUDICE with respect to his claims against Wendy Kelley and Nnamdi Ifediora for failure to introduce sufficient evidence to create a fact issue to be submitted to a jury, and DISMISSED WITHOUT PREJUDICE with respect to all his other claims.

2. All pending motions are DENIED AS MOOT.

3. The Court 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 4th day of April, 2011.

/s/Susan Webber Wright
UNITED STATES DISTRICT JUDGE