

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

**BRUNSON ROBERTS,
ADC #127841**

PLAINTIFF

v.

No. 5:10-cv-174-DPM

**RODERICK JOHNSON
and RICKY WEBB**

DEFENDANTS

JUDGMENT

Roberts's conditions-of-confinement claim against Johnson and Webb was tried to a twelve-person jury from 11 March 2013 to 14 March 2013. The Court denied Webb and Johnson's two motions for judgment as a matter of law. After deliberations on March 14th, the jury returned a unanimous verdict in favor of Johnson and Webb. No party requested a poll of the jury. The verdict is attached and incorporated.

The Court now enters judgment on the jury's verdict for Webb and Johnson and against Roberts on Roberts's Eighth Amendment claim (pursued under 42 U.S.C. § 1983) for conditions-of-confinement during his incarceration at Varner SuperMax. Roberts's claims against Johnson and Webb are dismissed with prejudice.

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

20 March 2013

VERDICT FORM No. 1

U.S. DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
FILED

MAR 14 2013

IN OPEN COURT
JAMES W. MCCORMACK, CLERK
BY: *Naitha Sengale*
DEPUTY CLERK

1. On Roberts's claim against Johnson about conditions of confinement, we find for:

_____ Brunson Roberts

Roderick Johnson

If you found for Roberts on question 1, then answer question 2.

2. We find Roberts's damages to be \$_____. These damages are (circle one) compensatory or nominal.

You may not award punitive damages against Johnson unless you found for Roberts on question 1 and awarded Roberts compensatory damages against Johnson on question 2.

3. We assess punitive damages against Johnson of \$_____.


Foreperson

3.14.13
Date/Time

VERDICT FORM No. 2

U.S. DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
FILED
MAR 14 2013

1. On Roberts's claim against Webb about conditions of confinement we find for:

IN OPEN COURT
JAMES W. MCCORMACK, CLERK
BY: *W. S. S. S. S.*
DEPUTY CLERK

_____ Brunson Roberts

✓ _____ Ricky Webb

If you found for Roberts on question 1, then answer question 2.

2. We find Roberts's damages to be \$_____. These damages are (circle one) compensatory or nominal.

You may not award punitive damages against Webb unless you found for Roberts on question 1 and awarded Roberts compensatory damages against Webb on question 2.

3. We assess punitive damages against Webb of \$_____.


Foreperson

3.14.13
Date/Time