

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

BILLY THORNTON, JR.,  
ADC #89174

PLAINTIFF

v.

5:11-cv-00066-JLH-JTK

MARVIN EVANS, JR., et al.

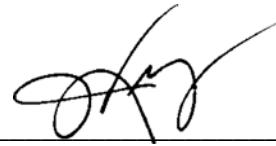
DEFENDANTS

**ORDER**

By Order dated April 14, 2011 (Doc. No. 4), this Court granted Plaintiff's motion to proceed in forma pauperis in this action filed pursuant to 42 U.S.C. § 1983. However, finding Plaintiff's Complaint too vague and conclusory to enable the Court to determine whether it is frivolous, fails to state a claim, or states a legitimate claim, the Court directed him to submit an Amended Complaint within thirty days. The Court also cautioned Plaintiff that an Amended Complaint would render the Original Complaint without legal effect, and would take the place of his Original Complaint. Plaintiff has now submitted an Amended Complaint (Doc. No. 8). Having reviewed the Amended Complaint, it appears to the Court that service is appropriate for Defendants Evans, Straughn, Outlaw, Kelly, York, Powell, Harris and Davis, on his claim for denial of access to the courts. Accordingly,

IT IS, THEREFORE, ORDERED that service is appropriate for the Defendants Evans, Straughn, Outlaw, Kelly, York, Powell, Harris, and Davis. The Clerk of the Court shall prepare summons for the Defendants and the United States Marshal is hereby directed to serve a copy of the Amended Complaint (Doc. No. 8) and summons on these Defendants in care of the Arkansas Board of Correction and Community Punishment Compliance Division, P.O. Box 20550, Pine Bluff, AR 71612-0550, without prepayment of fees and costs or security therefore.

IT IS SO ORDERED this 10<sup>th</sup> day of May, 2011.



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JEROME T. KEARNEY  
UNITED STATES MAGISTRATE JUDGE