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

RICHARD DARNELL ROBINSON, ADC #147187 **PLAINTIFF** 

v.

No. 5:11CV00167 JLH/JTR

SUMNER, Lieutenant, Diagnostic Unit, ADC, et al.

DEFENDANTS

## **JUDGMENT**

Consistent with the Order that was entered on this day, it is CONSIDERED, ORDERED, and ADJUDGED that this case is DISMISSED, WITHOUT PREJUDICE, for failing to state a claim upon which relief may be granted. The dismissal constitutes a "strike," as defined by 28 U.S.C. § 1915(g). Further, the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from this Judgment and the accompanying Order would not be taken in good faith.

Dated this 5th day of August, 2011.

UNITED STATES DISTRICT JUDGE