

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

MICHAEL LAYNE ODOM
ADC # 98676

PLAINTIFF

v.

No. 5:11-cv-260-DPM

JIMMY BANKS, Warden, Varner
Unit, ADC; ANTWON EMSWELLER,
Lieutenant, Varner Unit, ADC; JOHN
& JANE DOES, ADC; and MEINZER,
Assistant Warden, Varner Super Max

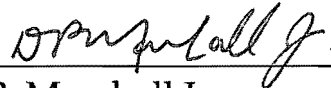
DEFENDANTS

ORDER

The parties jointly moved to dismiss this case with prejudice, informing United States Magistrate Judge Young that the parties had reached a compromise. *Document No. 59*. Judge Young then entered his proposed findings and recommendations that the case should be dismissed with prejudice per the parties' compromise. *Document No. 60*. Odom did not object. Having reviewed the proposal for clear errors of fact on the face of the record, FED. R. CIV. P. 72(b) (advisory committee notes to 1983 addition), and for legal error, the Court adopts Judge Young's proposed findings and recommendations as its own. 28 U.S.C. § 636(b)(1)(B). And the Court certifies that an *in forma pauperis* appeal from this dismissal would be frivolous and not taken in good faith.

The Court dismisses Odom's complaint, *Document No. 2*, with prejudice and denies as moot Odom's pending motion for partial summary judgment, *Document No. 48*.

So Ordered.



D.P. Marshall Jr.
United States District Judge

6 April 2012