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

BERRY MORROW, ADC #143825 **PLAINTIFF** 

v.

Case No. 5:13CV00137-KGB-JTK

NICOLA KELLY, et al.

**DEFENDANTS** 

## **JUDGMENT**

Pursuant to the Order entered in this matter on this date, it is considered, ordered and adjudged that this case be, and it is hereby, dismissed without prejudice, for failure to state a claim upon which relief may be granted. The relief sought is denied.

The Court certifies that an *in forma pauperis* appeal from an Order and Judgment dismissing this action would not be taken in good faith, pursuant to 28 U.S.C. § 1915(a)(3).

SO ORDERED this 20th day of August, 2013.

KRISTINE G. BAKER

UNITED STATES DISTRICT JUDGE