

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

BYRON L. WALLACE,
ADC #107098

PLAINTIFF

5:13CV00155-SWW-JTK

WENDY KELLEY, et al.

DEFENDANTS

ORDER

The Court has received proposed findings and recommendations from United States Magistrate Judge Jerome T. Kearney. There have been no objections. After a review of those proposed findings and recommendations, the Court adopts them in their entirety. Accordingly,

IT IS, THEREFORE, ORDERED that:

1) The Motion for Summary Judgment filed by Defendants Lay and May (Doc. No. 20) is GRANTED.

2) Plaintiff's claims against Defendant Lay are DISMISSED without prejudice.

3) Plaintiff's claims against Defendant May are DISMISSED with prejudice.

4) Plaintiff's Motion for Summary Judgment (Doc. No. 34) is DENIED without prejudice.

IT IS SO ORDERED this 3rd day of October, 2013.

/s/Susan Webber Wright
UNITED STATES DISTRICT JUDGE