

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

BARRY PAYTON, JR.
ADC #144723

PLAINTIFF

v.

No. 5:14-cv-347-DPM

**SCOTTIE ARRINGTON, Correctional Officer,
Delta Regional Unit; SPENCER TICE, Correctional
Officer, Delta Regional Unit; RAY HOBBS, Director,
Arkansas Department of Correction; BOBBY ROBINSON,
Fellow Inmate; GIBSON, Deputy Warden, Delta Regional
Unit; BANKS, Warden, Delta Regional Unit;
and MELODY PEACOCK BURNETT**

DEFENDANTS

JUDGMENT

1. Payton's claims against Hobbs, Robinson, Gibson, Banks, and Burnett are dismissed without prejudice for failure to state a claim.

2. Payton's claim that he was denied medical care and treatment is dismissed without prejudice for failure to state a claim.

3. Payton's claims against Tice are dismissed without prejudice for lack of service.

4. Payton's claims against Arrington are dismissed without prejudice for failure to exhaust.

D.P. Marshall Jr.

D.P. Marshall Jr.
United States District Judge

28 August 2015