

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

**TONY A. HARP,
ADC # 139721**

PLAINTIFF

v.

CASE NO. 5:15CV00067 BSM

**LARRY NORRIS, Director, Arkansas
Department of Correction; et al.**

DEFENDANTS

ORDER


The partial recommended disposition submitted by United States Magistrate Judge Joe J. Volpe has been reviewed. No objections have been filed. After careful consideration, the partial recommended disposition is hereby adopted in all respects.

IT IS THEREFORE ORDERED THAT:

1. The Clerk of Court alter the docket to reflect that defendant “S. Baker” is “Shay Baker.”
2. Defendants’ motion for summary judgment [Doc. No. 42] is granted.
 - A. Harp’s claims against defendants James Gibson, Shamone McPhadden, Ladarius Williams, and Larry Manning are dismissed without prejudice due to Harp’s failure to exhaust administrative remedies against them.
 - B. Harp’s claims against defendant Shay Baker are dismissed with prejudice.
3. It is certified, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis*

appeal from this order would not be taken in good faith.

IT IS SO ORDERED this 4th day of May 2016.



UNITED STATES DISTRICT JUDGE