

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

BARRY PAXTON
ADC #660117

PLAINTIFF

v.

5:17CV00293-JLH-JJV

IRIS McBRIDE, Corporal,
Barbara Ester Unit; *et al.*

DEFENDANTS


ORDER

The Court has reviewed the Proposed Findings and Partial Recommended Disposition submitted by United States Magistrate Judge Joe J. Volpe and Plaintiff's Objections. After carefully considering the objections and making a *de novo* review of the record, the Court concludes the Proposed Findings and Partial Recommended Disposition should be, and hereby are, approved and adopted in their entirety as this Court's findings in all respects.

IT IS, THEREFORE, ORDERED that:

1. Plaintiff is allowed to proceed on his retaliatory discipline claims against Defendants Iris McBride, Cory Evans, Michelle Gray, and S. Malone.
2. Plaintiff's claims alleging denial of access to the courts are DISMISSED from this action without prejudice.
3. Defendants Wendy Kelley and Michelle Williams are DISMISSED from this action without prejudice.
4. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from this Order adopting the recommendations would not be taken in good faith.

DATED this 17th day of January, 2018.


UNITED STATES DISTRICT JUDGE