

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

**KENNETH F. DAVIS
ADC #127248**

PLAINTIFF

v.

No: 5:18-cv-00001 BRW-PSH

JARRED SHERRILL, *et al.*

DEFENDANTS

ORDER

I have reviewed the Proposed Findings and Recommended Disposition submitted by United States Magistrate Judge Patricia S. Harris, and the objections filed. After carefully considering the objections and making a *de novo* review of the record in this case, I approve and adopt the Proposed Findings and Recommended Disposition in all respects.

Accordingly, Plaintiff's motion for summary judgment is denied. Defendants are entitled to sovereign immunity on Davis' official capacity claims. The Defendants are also entitled to qualified immunity as to Davis' individual capacity claims because Davis fails to establish a constitutional violation. Defendants' motion for summary judgment (Doc. No. 125) is granted, and this case is dismissed with prejudice.

IT IS SO ORDERED this 9th day of October, 2019.

Billy Roy Wilson
UNITED STATES DISTRICT JUDGE