

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

**RICKY WHITE**  
ADC #77503

**PETITIONER**

**V.**

**CASE NO. 5:18-CV-311-SWW-BD**

**WENDY KELLEY, Director,**  
**Arkansas Department of Correction**

**RESPONDENT**

**ORDER**

The Court has received a Recommended Disposition (“Recommendation”) from Magistrate Judge Beth Deere and Petitioner’s objections. After careful consideration of the Recommendation and the objections, and a de novo review of pertinent portions of the record, the Court concludes that the Recommendation should be, and hereby is, approved and adopted as this Court’s findings in all respects.

The case is DISMISSED, without prejudice; a certificate of appealability is DENIED; and Mr. White’s pending motion to proceed *in forma pauperis* (Docket entry #1) is DENIED as moot.

IT IS SO ORDERED, this 7<sup>th</sup> day of January, 2019.

/s/Susan Webber Wright  
UNITED STATES DISTRICT JUDGE