

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
EL DORADO DIVISION

MATTHEW D. BARDIN

PLAINTIFF

VS.

CASE NO. 07-CV-1079

JIMMIE SIMMS and  
LONNIE PARANUK

DEFENDANTS

**ORDER**

Before the Court is the Report and Recommendation filed on February 19, 2009, by the Honorable Barry A. Bryant, United States District Judge for the Western District of Arkansas. (Doc. No. 25). Ten (10) days have passed without objections being filed by the parties. The Court adopts *in toto* the Magistrate's findings and recommendations.

The Court finds that the Defendants' Motion for Summary Judgments should be and hereby is **granted**. Accordingly, Plaintiff's Complaint against the Defendants is hereby dismissed with prejudice.

IT IS SO ORDERED, this 13<sup>th</sup> day of March, 2009.

/s/Harry F. Barnes  
Hon. Harry F. Barnes  
United States District Judge