

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FORT SMITH DIVISION

BILLY JOE NELSON

PLAINTIFF

V.

Civil No. 08-2037

DEPUTY WATERDOWN; DEPUTY BURGOS;
CORPORAL CUPP; CPT. MARVIN;
DEPUTY IRVIN; SHERIFF ALLEN;
DEPUTY ALLISSON; DEPUTY COLE;
DEPUTY HUFFMAN; CPL. MEHAFFY

DEFENDANTS

O R D E R

On this 1st day of September 2009, there comes on for consideration the report and recommendation filed in this case on August 13, 2009, by the Honorable James R. Marschewski, United States Magistrate for the Western District of Arkansas. (Doc. 33). No objections were filed to the report and recommendation.

The court has reviewed this case and, being well and sufficiently advised, finds as follows: The report and recommendation is proper and should be and hereby is adopted in its entirety. Accordingly, Plaintiff's Complaint is DISMISSED WITHOUT PREJUDICE for failure to prosecute, failure to obey the orders of this Court and/or failure to comply with Local Rule 5.5(c)(2) for the Eastern and Western Districts of Arkansas. See Fed. R. Civ. P. 41(b).

IT IS SO ORDERED.

/s/ Robert T. Dawson
Honorable Robert T. Dawson
United States District Judge