

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

WILLIAM F. CARADINE, II

PLAINTIFF

v.

No. 11-2003

JOHN OR JANE DOE, Owner/  
General Manager, Dollar  
General Store and NINA RIDENOUR

DEFENDANTS

**ORDER**

Now on this 10<sup>th</sup> day of June 2011, there comes on for consideration the report and recommendation filed herein on May 11, 2011, by the Honorable James R. Marschewski, United States Magistrate Judge for the Western District of Arkansas. (Doc. 19). Also before the Court are Plaintiff's objections to the report and recommendation. (Doc. 21).

The court has reviewed this case *de novo* 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 motion for leave to appeal IFP (doc. 16) is DENIED as the appeal is not taken in good faith, because Plaintiff's claims are frivolous. See 28 U.S.C. § 1915(a)(3). Plaintiff may renew his motion for leave to appeal IFP with the Court of Appeals for the Eighth Circuit. See Fed. R. App. P. 24(a). Further, the U.S. District Clerk is directed to collect the \$455 filing fee pursuant to the terms of

the Prison Litigation Reform Act.

IT IS SO ORDERED.

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