

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

RANDY HIRSCHKORN

PLAINTIFF

v.

Case No. 2:11-CV-02116

CITY OF PARIS; CITY OF PARIS POLICE  
DEPARTMENT; and LARRY MERRILL,  
in his official and individual capacities

DEFENDANTS

**ORDER**

Currently before the Court are Defendant City of Paris Police Department's Motion to Dismiss (Doc. 7) and Brief in Support (Doc. 8); Plaintiff's Response (Doc. 13); and Defendant City of Paris Police Department's Reply (Doc. 16). The City of Paris Police Department contends, and Plaintiff agrees, that it is not subject to suit. The Eighth Circuit has held that municipal police departments are not entities subject to suit. *Ketchum v. City of West Memphis, Arkansas*, 974 F.2d 81, 82 (8th Cir. 1992) ("The West Memphis Police Department and West Memphis Paramedic Services are not juridical entities suable as such. They are simply departments or subdivisions of the City government").

IT IS THEREFORE ORDERED that Defendant City of Paris Police Department's Motion to Dismiss (Doc. 7) is GRANTED and this Defendant is dismissed with prejudice from the case at bar.

IT IS SO ORDERED this 7th day of February, 2012.

*P. K. Holmes, III*

P.K. HOLMES, III  
UNITED STATES DISTRICT JUDGE