

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
TEXARKANA DIVISION

LARRY D. MILLER
and BOW LOVE

PLAINTIFF

VS.

CASE NO. 08-CV-4039

BOBBY CARLTON; MEMS
McKINNON; NEVADA COUNTY,
ARKANSAS; and EIGHTH DISTRICT
COUNTY JAIL

DEFENDANTS

ORDER

Before the Court is the Report and Recommendation filed on July 10, 2008, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (Doc. No. 11). The Plaintiff Larry Miller filed objections to the Report and Recommendation on July 18, 2008. (Doc. No. 13).

This is a pro se civil rights action filed pursuant to 42 U.S.C. § 1983. In the Complaint, the Plaintiff, Larry Miller, has named Bow Love, a former inmate of the Nevada County Jail, as a co-Plaintiff in the case. Miller states that Love is deceased.

Judge Bryant finds that Miller is not the legal representative of Love's estate and that Love's presence in the case is motivated solely by Miller. Judge Bryant recommends that Bow Love be dismissed as a co-plaintiff to the action. Miller objects to the Magistrate Judge's findings and recommendation. In his objections, Miller states that Love's mother refuses to represent him in this action. He asks the Court to appoint him as Love's Next of Friend pursuant to Rule 17(c)(2) of the Federal Rules of Civil Procedure in order that he might bring this action

