

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

GLEN RAY BENEST

PLAINTIFF

V.

CASE NO. 09-CV-4021

SHERIFF RON STOVALL;  
CHARLES NEFF, Administrator; and  
GARY TURNER, Head of Security

DEFENDANTS

**ORDER**

Before the Court is the Report and Recommendation filed December 8, 2009, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (Doc. 17). Judge Bryant recommends that this case be dismissed based on Plaintiff's failure to prosecute and his failure to keep the Court and opposing counsel informed of his current address. *See* Fed. R. Civ. P. 41(b). Plaintiff has not filed objections to the Report and Recommendation, and the time to object has passed. *See* 28 U.S.C. § 636(b)(1). Therefore, the Court adopts the Report and Recommendation *in toto*. Accordingly, Plaintiff's claims are **DISMISSED**.

**IT IS SO ORDERED**, this 4th day of January, 2010.

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