

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

JAMES DAVID WHEAT

PLAINTIFF

VS.

CASE NO. 09-CV-4036

DEPUTY JONES, Miller County  
Jail; CORPORAL HOGAN,  
Miller County Jail; JAILER DOUG  
ARNOLD, Miller County Jail;  
FORMER SHERIFF LINDA RAMBO;  
and FORMER JAIL ADMINISTRATOR  
JANICE NICHOLSON

DEFENDANTS

**ORDER**

Before the Court is the Report and Recommendation filed on September 21, 2009, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (Doc. No. 23). The Plaintiff has responded and does not object to the magistrate judge's Report and Recommendation. Therefore, the Court adopts *in toto* Judge Bryant's findings and recommendation. Accordingly, the Court finds that Plaintiff James David Wheat's claims against Defendant Deputy Jones should be and hereby are **dismissed**.

IT IS SO ORDERED, this 23<sup>rd</sup> day of October, 2009.

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