Wheat v. Jones et al Doc. 42

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 a Report and Recommendation filed on February 5, 2010, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (Doc. No. 40). Fourteen (14) days have passed without objections being filed by the parties. The Court adopts *in toto* the Magistrate Judge's recommendation.

Accordingly, Plaintiff James David Wheat's claims against Defendant Corporal Hogan should be and hereby are dismissed without prejudice.

IT IS SO ORDERED, this 5th day of March, 2010.

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

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