

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

J.C. OTIS COLLINS

PLAINTIFF

v.

Civil No.10-4039

JUDGE GRIFFIN

DEFENDANTS

O R D E R

Now on this 8th day of June, 2010, comes on for consideration the **Report and Recommendation of the Magistrate Judge** (document #8), in this matter, to which no objections have been made, and the Court, having carefully reviewed said Report and Recommendation, finds that it is sound in all respects, and that it should be adopted *in toto*.

IT IS THEREFORE ORDERED that the **Report and Recommendation of the Magistrate Judge is adopted *in toto***.

IT IS FURTHER ORDERED that, for the reasons stated in the Report and Recommendation of the Magistrate Judge, that Plaintiff's Complaint (document #1) is **DISMISSED** for failure to state a claim under Section 1983. Further, the Clerk is ordered to consider this case a "strike" pursuant 28 U.S.C. § 1915(g).

IT IS SO ORDERED.

/s/Jimm Larry Hendren
HON. JIMM LARRY HENDREN
UNITED STATES DISTRICT JUDGE