

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

JAMES MICHAEL JOHNSTON

PLAINTIFF

vs.

Civil No. 12-CV-4051

CORRECTIONAL HEALTHCARE  
COMPANY; SHERIFF RON STOVALL;  
and MARTY BRAZIL

DEFENDANTS

**ORDER**

Before the Court is the Report and Recommendation filed May 6, 2013, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (ECF No. 9). Judge Bryant recommends that the above-styled case be dismissed without prejudice on the grounds that Plaintiff has failed to comply with the Court's orders and has failed to prosecute this action. *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)(C). Upon review, the Court adopts the Report and Recommendation *in toto*. The Court finds that the above-styled case is **DISMISSED WITH PREJUDICE**.

**IT IS SO ORDERED**, this 28th day of May, 2013.

/s/ Susan O. Hickey  
Susan O. Hickey  
United States District Judge