

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

JAMES D. WILLIAMS

PLAINTIFF

v.

Civil No. 4:18-cv-04059

SHERIFF JACKIE RUNION, Miller County,
Arkansas; WARDEN JEFFIE WALKER,
Miller County Detention Center (“MCDC”);
CAPTAIN GOLDEN ADAMS, MCDC;
SERGEANT ALLEN GRIFFEN, MCDC;
LIEUTENANT MILLER, MCDC; and
SERGEANT GUTHERIE, MCDC

DEFENDANTS

ORDER

Plaintiff James D. Williams proceeds in this action *pro se* and *in forma pauperis* pursuant to 42 U.S.C. § 1983. Currently before the Court is Defendants Runion, Walker, Adams, Griffen, Miller and Gutherie’s Motion to Compel. (ECF No. 19). Plaintiff has not responded.

In their motion Defendants state, they first propounded Interrogatories and Requests for Production of Documents to Plaintiff on July 19, 2018. The discovery included a request for a medical authorization. Plaintiff did not respond. On September 10, 2018, Defendants attempted to resolve the discovery dispute in good faith without court intervention and sent correspondence to Plaintiff requesting his past due discovery responses within ten days to avoid filing a motion to compel. To date, Plaintiff has not responded to Defendants’ requests.

Under the Federal Rules of Civil Procedure, Plaintiff is afforded thirty (30) days to respond to discovery requests. Fed. R. Civ. P. 33(b)(2) & 34(b)(2)(A). Here, Plaintiff claims that he suffered injuries arising from conditions of confinement while he was incarcerated in the Miller County Detention Center. To properly defend against Plaintiff’s claims, Defendants are entitled to copies of Plaintiff’s medical records that relate to his alleged injuries and medical condition.

Accordingly, Defendants' Motion to Compel (ECF No. 19) is **GRANTED**. Plaintiff is **DIRECTED** to provide Defendants with the required responses to the discovery requests, including an executed medical authorization, **by 5:00 p.m. on Friday, November 16, 2018**. **Plaintiff is advised that failure to comply with this Order shall result in the dismissal of this case.**

IT IS SO ORDERED this 7th day of November 2018.

/s/ Barry A. Bryant

HON. BARRY A. BRYANT
UNITED STATES MAGISTRATE JUDGE