

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

DANIEL A. CHAPPELL

PLAINTIFF

v.

Civil No. 07-5219

SHERIFF TIMOTHY HELDER;
WASHINGTON COUNTY, ARKANSAS

DEFENDANTS

O R D E R

Now on this 1st day of March, 2010, comes on for consideration the **Report And Recommendation Of The Magistrate Judge** (document #40), 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**, the Court finds that plaintiff is entitled to judgment in his favor on his First Amendment claim, including nominal damages of \$1.00, and costs of \$350.00 incurred in filing this action.

IT IS FURTHER ORDERED that the award of costs be paid directly to the Clerk of Court to pay the filing fee in this matter.

IT IS FURTHER ORDERED that, no later than March 22, 2010,

defendants file proposed revised policies regarding (a) religious presentations and (b) the use of reading materials during lockout periods at the Washington County Detention Center.

IT IS FURTHER ORDERED that plaintiff's claim that he was denied meaningful access to the courts is **denied**.

IT IS SO ORDERED.

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