

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

ROBERT RAY MILLER

PLAINTIFF

v.

Civil No. 08-05048

SHERIFF KEITH FERGUSON,
ET AL.

DEFENDANTS

O R D E R

NOW on this 17th day of March 2009, comes on for consideration the **Report and Recommendation of the Magistrate Judge** (document #36) in this matter, to which no objections have been filed, 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, plaintiff's complaint is hereby **dismissed**.

IT IS SO ORDERED.

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