

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

ROBERT WILLIAM AVERY

PLAINTIFF

v.

Civil No. 08-5091

SHERIFF KEITH FERGUSON;
CAPTAIN HUNTER PETRAY;
CORPORAL DUSTIN CARLTON; and
EX-SERGEANT CHARLES TOMLIN

DEFENDANTS

ORDER

On July 8, 2008, the plaintiff filed a motion for jury trial (Doc. 7). Defendants filed their answer on July 2nd (Doc. 6). The motion for jury trial (Doc. 7) was therefore timely in accordance with the provisions of Rule 38(b) of the Federal Rules of Civil Procedure. The motion (Doc. 7) is granted. **The clerk is directed to note on the docket sheet that the plaintiff has made a timely demand for a jury trial.**

IT IS SO ORDERED this 11th day of September 2008.

/s/ J. Marschewski

HON. JAMES R. MARSCHEWSKI
UNITED STATES MAGISTRATE JUDGE