

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

JO ANN HOFFMAN

PLAINTIFF

v.

Civil No. 09-5052

KEITH FERGUSON, Sheriff,  
Benton County, Arkansas; JEFF  
CONNER, Magistrate, Little Flock  
City Court; CAPTAIN HUNTER PETRAY,  
Benton County Detention Center;  
BEVERLY ENGLE, Director, The  
Benton County Children's Advocacy  
Center; STEVE BELL, Little Flock  
Police Department; MIKE ARMSTRONG,  
Deputy Prosecuting Attorney,  
Benton County

DEFENDANTS

O R D E R

Now on this 5th day of June, 2009, comes on for consideration the Report and Recommendation of the Magistrate Judge, Hon. James R. Marschewski (document #5, filed April 15, 2009), 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 Magistrate Judge's Report and Recommendation is adopted *in toto*.

IT IS FURTHER ORDERED that, for the reasons stated in the Magistrate Judge's Report and Recommendation, Plaintiff's claims against separate defendants Magistrate Jeff Conner, Beverly Engle, and Prosecutor Mike Armstrong are hereby dismissed. This matter is referred back to Hon. James R. Marschewski for a Report and Recommendation regarding the claims remaining on separate defendants Sheriff Keith Ferguson, Captain Hunter Petray and Steve Bell.

IT IS SO ORDERED.

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