

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

JASON A. BATES

PLAINTIFF

v.

Civil No. 09-5188

SHERIFF KEITH FERGUSON ET AL.

DEFENDANTS

O R D E R

Now on this 9th day of August, 2011, comes on for consideration the **Magistrate Judge's Report and Recommendation** (Doc. 36) to which no objections have been filed. The Court has reviewed the Report and Recommendation and finds that it is sound in all respects and should be adopted *in toto*.

IT IS THEREFORE ORDERED that the **Magistrate Judge's Report and Recommendation** (Doc. 36) is hereby **adopted in toto**; and

IT IS FURTHER ORDERED that, for the reasons stated in the Magistrate Judge' Report and Recommendation, defendants' **Motion for Summary Judgment** (Doc. 26) is hereby **GRANTED** and plaintiff's complaint is **DISMISSED WITH PREJUDICE**.

IT IS SO ORDERED.

/s/JIMM LARRY HENDREN
JIMM LARRY HENDREN
UNITED STATES DISTRICT JUDGE