

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

JORGE ALDAPE

PLAINTIFF

v.

Civil No. 10-5247

SHERIFF FERGUSON, Benton
County, Arkansas; and
ROBERT HOLLY, Administrator,
Benton County Detention
Center

DEFENDANTS

O R D E R

Now on this 9th day of March, 2011, comes on for consideration the **Report And Recommendation Of The Magistrate Judge** (document #9), to which no timely objection has been made, and the Court, being well and sufficiently advised, finds that said Report And Recommendation is sound in all respects, and should be **adopted in toto**.

IT IS THEREFORE ORDERED that plaintiff's Complaint is hereby **dismissed**.

IT IS FURTHER ORDERED that this case is considered a "strike" pursuant to **28 U.S.C. § 1915(g)**, and the Clerk of Court is directed to place the appropriate flag on this case.

IT IS SO ORDERED.

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