

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
HOT SPRINGS DIVISION

JAMES CHARLES

PLAINTIFF

v.

Case No. 08-6095

LT. FREDDIE OTTS, Ouachita River  
Correctional Unit; JUSTINE MINOR,  
Disciplinary Hearing Officer, Arkansas  
Department of Correction; JAMES GIBSON,  
Disciplinary Hearing Officer, Arkansas  
Department of Correction; RUTH CLARK,  
Internal Affairs Investigator, Arkansas  
Department of Correction; M.D. REED,  
Warden, Ouachita River Correctional Unit;  
MARK WARNER, Chief Security Officer,  
Ouachita River Correctional Unit; and  
LARRY NORRIS, Director, Arkansas Department  
of Correction

DEFENDANTS

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**ORDER**

Now on this 28th day of April 2009, there comes on for consideration the report and recommendation filed herein on March 19, 2009, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (Doc. 10). No objections have been filed.

The court has reviewed this case and, being well and sufficiently advised, finds as follows: The report and recommendation is proper and should be and hereby is adopted in its entirety. Accordingly, Plaintiff's Complaint is DISMISSED on the grounds that the claims are frivolous and/or fail to state claims on which relief can be granted. See 28 U.S.C. § 1915(e)(2)(B)(i)-

(iii) (IFP action may be dismissed on such grounds at any time).

IT IS SO ORDERED.

/s/ Robert T. Dawson  
Honorable Robert T. Dawson  
United States District Judge