

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

KEITH EDWARD ASHLOCK

PLAINTIFF

v.

Case No. 11-6072

THOMAS D. NICKOLICH, *et al.*

DEFENDANTS

**ORDER**

Now on this 5th day of December 2011, there comes on for consideration the report and recommendation filed herein on November 15, 2011, by the Honorable James R. Marschewski, United States Magistrate Judge for the Western District of Arkansas. (Doc. 5). Plaintiff did not file timely, written objections.

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 WITH PREJUDICE as the claims are frivolous and/or fail to state claims upon which relief may be granted. See 28 U.S.C. § 1915(e)(2)(B)(ii) (IFP action may be dismissed on such grounds at any time). Plaintiff is advised that this dismissal is considered a "strike" for purposes of the Prison Litigation Reform Act. 28 U.S.C. § 1915(g).

IT IS SO ORDERED.

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