

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION**

**CHARLES E. CUMMINS, ADC # 94179**

**PLAINTIFF**

**v.**

**CASE NO. 5:09CV00221 BSM/BD**

**LARRY NORRIS, et al**

**DEFENDANTS**

**ORDER**

The proposed findings and recommended disposition submitted by United States Magistrate Judge Beth Deere and the filed objections have been reviewed. After carefully considering these documents and making a *de novo* review of the record, it is concluded that the proposed findings and recommended disposition should be, and hereby are, approved and adopted in their entirety in all respects.

**IT IS THEREFORE ORDERED that:**

1. Defendants Larry Norris, James Banks III, John Ella Marshall, and David Hutchinson's motion for summary judgment [Doc. No. 119] is GRANTED and all claims against these defendants are DISMISSED, WITHOUT PREJUDICE.
2. Defendants Ramona A. Huff, Robert Rectenwald, M.D., and Sharon King's motion for summary judgment [Doc. No. 122] is GRANTED and all claims against defendants Huff and Rectenwald are DISMISSED, WITHOUT PREJUDICE, while all claims against defendant King are DISMISSED, WITH PREJUDICE.
3. It is CERTIFIED, pursuant to 28 U.S.C. § 1915(a)(3), that an *informa pauperis*

appeal from this order would not be taken in good faith.

Dated this 2nd day of November, 2010.

Brian S. Miller  
UNITED STATES DISTRICT JUDGE

IT IS SO ORDERED, this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

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UNITED STATES DISTRICT JUDGE