

**UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT**

**May 24, 2011**

**Elisabeth A. Shumaker  
Clerk of Court**

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ERIC WATKINS,

Plaintiff - Appellant,

v.

CORRECTIONAL OFFICER  
DONNELLY; MRS. INGRAM; MR.  
MONROE; MARK J. MANTEUFELL;  
PAUL A. KASTNER; JOHN DOE,

Defendants - Appellees.

No. 11-6124  
(D.C. No. 5:09-CV-01381-C)

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**ORDER**

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As provided in the order issued May 10, 2011, this premature appeal is dismissed pursuant to Tenth Cir. R. 42.1. This dismissal is without prejudice to any party initiating an appeal by the filing of a timely and rule compliant notice of appeal after a final judgment has been entered in the district court. Prior interlocutory orders are merged into the final judgment and become appealable at that time. Bowdry v. United Airlines, Inc., 58 F.3d 1483, 1489 (10th Cir. 1995).

Entered for the Court,  
ELISABETH A. SHUMAKER  
Clerk of Court



by:

Douglas E. Cressler  
Chief Deputy Clerk