

**NOT DESIGNATED FOR PUBLICATION**

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

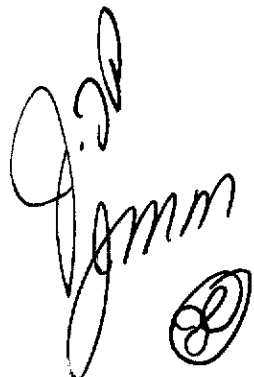
NO. 2008 CA 0496

ALVIN HARVEY

VERSUS

JERRY GOODWIN, ET AL.

Judgment rendered SEP 26 2008



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Appealed from the  
19th Judicial District Court  
in and for the Parish of East Baton Rouge, Louisiana  
Trial Court No. 554,986  
Honorable Donald R. Johnson, Judge

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ALVIN HARVEY  
HOMER, LA

SUSAN WALL GRIFFIN  
BATON ROUGE, LA

PLAINTIFF-APPELLANT  
IN PROPER PERSON

ATTORNEY FOR  
DEFENDANT-APPELLEE  
STATE OF LOUISIANA,  
DEPARTMENT OF PUBLIC  
SAFETY AND CORRECTIONS

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**BEFORE: PETTIGREW, McDONALD, AND HUGHES, JJ.**

**PETTIGREW, J.**

In this case, petitioner, an inmate in the custody of the Department of Public Safety and Corrections ("DPSC"), sought review of Administrative Remedy Procedure No. DWCC-2005-0903, concerning what petitioner alleged was arbitrary harassment by DPSC through periodic evaluation for possible mental health issues. Following a *de novo* review of the record herein, including the traversal by petitioner and the Commissioner's Report, the trial court maintained the decision by DPSC, dismissing petitioner's suit with prejudice. This appeal followed. After a thorough review of the record and relevant jurisprudence, we find no error of law or abuse of discretion by the trial court. Accordingly, we affirm the trial court's judgment in accordance with Uniform Rules--Courts of Appeal, Rule 2-16.2A(5), (6), (7), and (8). All costs associated with this appeal are assessed against petitioner, Alvin Harvey.

**AFFIRMED.**