

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
BRUNSWICK DIVISION

FILED  
U.S. DISTRICT COURT  
BRUNSWICK DIV.  
2013 FEB -6 A 11:42

CLERK E. Robinson  
SO. DIST. OF GA.

ANTHONY DAVILLA,

Plaintiff,

vs.

CIVIL ACTION NO.: CV212-005

NATIONAL INMATE APPEALS  
COORDINATOR, ROBIN GLADDEN,  
General Counsel; REGIONAL  
ADMINISTRATIVE REMEDIES  
COORDINATOR, R. E. HOLT,  
General Counsel; ANTHONY HAYNES,  
and DR. BRUCE COX, Chaplin,

Defendants.

ORDER

After an independent and *de novo* review of the entire record, the undersigned concurs with the Magistrate Judge's Report and Recommendation, to which Objections have been filed. Plaintiff contends that, if the Court were to order the Bureau of Prisons to allow a qualified member of his religion to come to the prison to perform animal sacrifices and other portions of his religious rituals, he would have no objection. The undersigned notes that the Magistrate Judge opined that a qualified member of Plaintiff's religion could come into the prison to perform the rituals necessary to infuse spiritual presence into his requested items. However, the Magistrate Judge likely made this suggestion to show that there are other possible alternatives available to Plaintiff to obtain cowrie shells and bead necklaces containing "ache", or spiritual presence. In other words, and contrary to Plaintiff's assertions, Program Statement 5630.09 and the

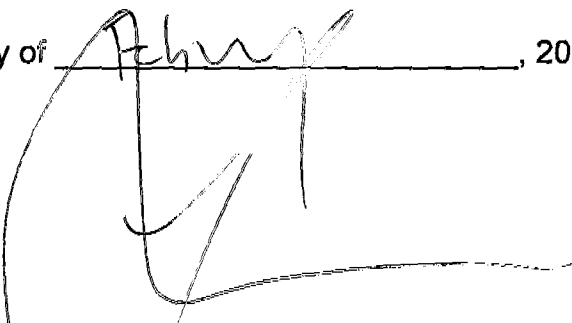
Defendants' reliance on this Program Statement do not deprive Plaintiff of the only manner in which to practice his religion.

Plaintiff also contends that Program Statement 5630.09 requires that the chaplain verify the religious significance of his requests prior to denying his requests. This is Plaintiff's interpretation of the Program Statement, not what this Program Statement requires. Rather, this Program Statement proscribes that, before the warden approves inmate religious property, a chaplain will verify the religious significance of the religious property if necessary. (Doc. No. 72-4, p. 2, ¶ 14(a)).

Plaintiff's Objections are **overruled**. The Magistrate Judge's Report and Recommendation, as supplemented by this Order, is adopted as the opinion of the Court.

Defendants' Motion for Summary Judgment is **GRANTED**. Plaintiff's Complaint is **DISMISSED**. The Clerk of Court is directed to enter the appropriate judgment of dismissal.

SO ORDERED, this 6 day of February, 2013.



LISA GODBEY WOOD, CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA