

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**STEPHEN ARMBRUSTER**

**VERSUS**

**LT. MYERS**

**CIVIL ACTION**

**NO. 08-0845**

**SECTION "M"(4)**

**ORDER**

The Court, having considered the complaint, the record, the applicable law, the Report and Recommendation of the United States Magistrate Judge, and the failure of any party to file an objection to the Magistrate Judge's Report and Recommendation, hereby approves the Report and Recommendation of the United States Magistrate Judge and adopts it as its opinion in this matter. Therefore,

**IT IS ORDERED** that Stephen Armbruster's Title 42 U.S.C. § 1983 complaint against the defendant, Lieutenant Myers, is **DISMISSED WITH PREJUDICE** for failure to prosecute under Fed. R. Civ. P. 41(b).

New Orleans, Louisiana, this 5th day of November, 2008.

  
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UNITED STATES DISTRICT JUDGE