

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

CHARLES ALVIN CUMMINGS, JR.

CIVIL ACTION

VERSUS

NO. 09-6129

DEPUTY MICAH BLANGE,
DEPUTY GOINGS, ET AL

SECTION "A" (4)

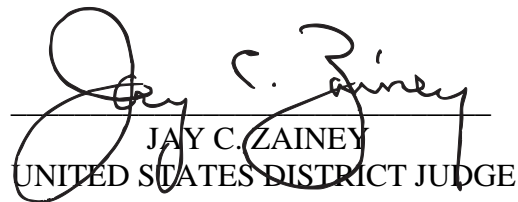
ORDER

The court, having considered the complaint, the record, the applicable law, the Report and Recommendation of the United States Magistrate Judge, and the Plaintiff's 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.

Accordingly;

IT IS ORDERED that the **Motion to Dismiss (Rec. Doc. 51)** filed by the defendant, Nurse Paula, pursuant to Fed. R. Civ. P. 12(b)(6) be **GRANTED** and that the 42 U.S.C. § 1983 claims against her be **DISMISSED WITH PREJUDICE**.

New Orleans, Louisiana, Tuesday, September 14, 2010.



JAY C. ZAINERY
UNITED STATES DISTRICT JUDGE