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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF LOUISIANA

WILFRED GUY, SR.

**CIVIL ACTION** 

**VERSUS** 

No. 13-5730

BESSIE CARTER ET AL.

**SECTION I** 

<u>ORDER</u>

The Court, having considered the record, the applicable law, the Report and Recommendation<sup>1</sup> of the United States Magistrate Judge, and the objection<sup>2</sup> by plaintiff, Wilfred Guy, Sr., which is hereby **OVERRULED**, 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 plaintiff's complaint is DISMISSED WITH PREJUDICE as legally frivolous and/or for failure to state a claim pursuant to 28 U.S.C. § 1915(e)(2) and 42 U.S.C. § 1997e(c)(1).

IT IS FURTHER ORDERED that plaintiff's motion<sup>3</sup> for leave to file an amended complaint is **DENIED**.

IT IS FURTHER ORDERED that plaintiff's motion<sup>4</sup> to appoint counsel is **DENIED**.

New Orleans, Louisiana, February 19, 2014.

ANCE M. AFRICK

UNITED STATES DISTRICT JUDGE

<sup>&</sup>lt;sup>1</sup>R. Doc. No. 20.

<sup>&</sup>lt;sup>2</sup>R. Doc. No. 22.

<sup>&</sup>lt;sup>3</sup>R. Doc. No. 22.

<sup>&</sup>lt;sup>4</sup>R. Doc. No. 21.