

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

GILROY PERCY MERRILL

CIVIL ACTION

VERSUS

NO. 13-5834

ST. BERNARD PARISH PRISON ET AL.

SECTION "S" (2)

**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. Therefore,

**IT IS ORDERED** that plaintiff's complaint is hereby **DISMISSED WITH PREJUDICE** as legally frivolous and/or for failure to state a claim under 28 U.S.C. § 1915(e)(2) and 42 U.S.C. § 1997e(c)(1).

New Orleans, Louisiana, this 7<sup>th</sup> day of March, 2014.

  
UNITED STATES DISTRICT JUDGE