

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

CURTIS HALL

CIVIL ACTION

VERSUS

NUMBER: 16-16427

RANDY SMITH, ET AL.

SECTION: "A"(5)

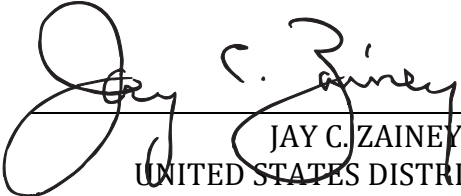
**ORDER**

The Court, having considered the complaint, the record, the applicable law, the Magistrate Judge's Report and Recommendation, and Petitioner's objections to the Magistrate Judge's Report and Recommendation, hereby approves the Magistrate Judge's Report and Recommendation and adopts it as its opinion herein.

Accordingly,

**IT IS ORDERED** that Petitioner's lawsuit is dismissed without prejudice to his refiling same upon prepayment of the \$400.00 filing fee prescribed by 28 U.S.C. §1914(a) less the \$28.75 that he was previously assessed in this matter.

New Orleans, Louisiana, this 21st day of April, 2017.

  
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JAY C. ZAINEY  
UNITED STATES DISTRICT JUDGE