

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

FILED  
U.S. DISTRICT COURT  
MIDDLE DISTRICT OF LA  
2009 FEB 15 PM 3:53  
BY DEBBY CLARK

JOSEPH W. DAVENPORT, ET AL

CIVIL ACTION

VERSUS

NO. 07-928-C

HAMILTON, BROWN & BABST, LLC, ET AL

consolidated with

PATRICK J. CUNNINGHAM, ET AL

CIVIL ACTION

VERSUS

NO. 08-52-C

INTERNATIONAL BUSINESS MACHINES, ET AL

**RULING**

In this appeal, plaintiff seeks review of the magistrate judge's ruling of January 12, 2009.

In reviewing the magistrate judge's ruling in question, the court must decide whether the ruling constitutes clear error. 28 U.S.C. § 636(b)(1)(A). Having considered the magistrate judge's ruling on the issue in question, the court does not find any clear error. Accordingly,

IT IS ORDERED that the ruling of the magistrate judge dated January 12, 2009 is hereby AFFIRMED.

Baton Rouge, Louisiana, February 6, 2009.

  
RALPH E. TYSON, CHIEF JUDGE  
MIDDLE DISTRICT OF LOUISIANA