

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

MANUEL PLAISANCE (# 196480)

CIVIL ACTION

VERSUS

NO. 07-934-FJP-CN

BURL CAIN, WARDEN, ET AL.

O P I N I O N

After independently reviewing the entire record in this case and for reasons set forth in the Magistrate Judge's Report to which an objection was filed:

IT IS ORDERED that the defendants' motion for summary judgment shall be granted, dismissing the plaintiff's claims for failure to exhaust administrative remedies as mandated by 42 U.S.C. § 1997e.¹

IT IS FURTHER ORDERED that the defendants' motion to dismiss shall be denied as moot and that this action be dismissed.

Judgment shall be entered accordingly.

Baton Rouge, Louisiana, August 7, 2009.



FRANK J. POLOZOLA
MIDDLE DISTRICT OF LOUISIANA

¹ Rec. Doc. No. 37.
Doc#46283