

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

GAYNELL BARNETT AND  
WAYNE BARNETT, JR.,  
Individually and on behalf  
of their minor child,  
ELIJAH BARNETT

CIVIL ACTION

VERSUS

NO. 08-724-C

WAL-MART LOUISIANA, LLC  
and ABC INSURANCE COMPANY

**RULING**

The court, after carefully considering the petition, the record, the law applicable to this action, and the Report and Recommendation of United States Magistrate Judge Christine Noland dated January 15, 2009, to which no objection has been filed, hereby approves the report and recommendation of the magistrate judge and adopts it as the court's opinion herein.

Accordingly, motion to remand (rec.doc.2) and the motion for oral argument (rec.doc.3) filed by plaintiffs, Gaynell Barnett and Wayne Barnett, Jr., individually and on behalf of their minor child, Elijah Barnett, are denied.

Baton Rouge, Louisiana, March 17, 2009.

  
RALPH E. TYSON, CHIEF JUDGE  
MIDDLE DISTRICT OF LOUISIANA