

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

FILED  
U.S. DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA  
2009 MAR 18 PM 3:17

DERICK CLAY (#441751)

VERSUS

CIVIL ACTION

CHAD OUBER, ET AL

NUMBER 08-748-FJP-SCR

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 no objection was filed:

IT IS ORDERED that the defendants' motion to dismiss shall be denied.<sup>1</sup>

Baton Rouge, Louisiana, March 18, 2009.



FRANK J. POLOZOLA  
MIDDLE DISTRICT OF LOUISIANA

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<sup>1</sup> Rec. Doc. No. 15.  
Doc#45897