UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF LOUISIANA

CARLOS A. MCGREW (#413135)

VERSUS

CIVIL ACTION

NO. 09-859-JJB-CN

DR. JONATHAN ROUNDTREE, ET AL.

RULING

The court has carefully considered the petition, the record, the law applicable to this action, and the Report and Recommendation of United States Magistrate Judge Christine Noland dated December 7, 2011 (doc. no. 188) to which no objection has been filed.

The court hereby approves the report and recommendation of the magistrate judge and adopts it as the court's opinion herein. Accordingly, the defendants' Motion for Summary Judgment (doc. no. 180) is DENIED, and this matter is referred back to the Magistrate Judge for further proceedings.

Baton Rouge, Louisiana, <u>January 5, 2012</u>.

JAMES J. BRADY, JUDGE

MIDDLE DISTRICT OF LOUISIANA