

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

SYLVESTER TRACKLING (#117085)

VERSUS

CIVIL ACTION

LT. CORNELL HOWARD

NUMBER 10-8-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 an objection was filed:

IT IS ORDERED that the plaintiff's complaint shall be dismissed without prejudice for failure to exhaust available administrative remedies pursuant to 42 U.S.C. §1997e(a), and with prejudice to refiling them in forma pauperis status.

Judgment shall be entered accordingly.

Baton Rouge, Louisiana, February 17, 2010.



FRANK J. POLOZOLA
MIDDLE DISTRICT OF LOUISIANA

Doc#46570