

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

KRISTIAN M. RYAN

CIVIL ACTION

VERSUS

NO. 10-830-JJB

POSTMASTER GENERAL,  
UNITED STATES POSTAL  
SERVICE

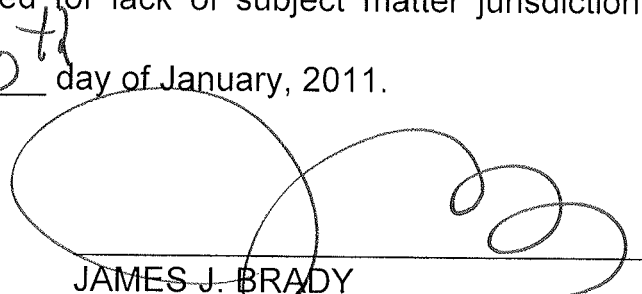
**RULING ON REPORT AND RECOMMENDATION**

The court has carefully considered the record, the law applicable to this action, and the Report and Recommendation of United States Magistrate Judge Docia Dalby, dated December 21, 2010 (doc. no. 4). The court has further considered the objection filed by plaintiff, which reasserts the same legal argument.

The court finds that the magistrate judge has correctly cited and applied the law. The court approves and adopts the report and recommendation of the magistrate judge.

Accordingly, the court finds that plaintiff fails to state a claim under the FTCA and that this action must be dismissed for lack of subject matter jurisdiction.

Baton Rouge, Louisiana, this 20<sup>th</sup> day of January, 2011.



JAMES J. BRADY  
UNITED STATES DISTRICT JUDGE