

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

THEODORE SMITH (#313084)

CIVIL ACTION

VERSUS

NO. 11-482-JJB-SCR

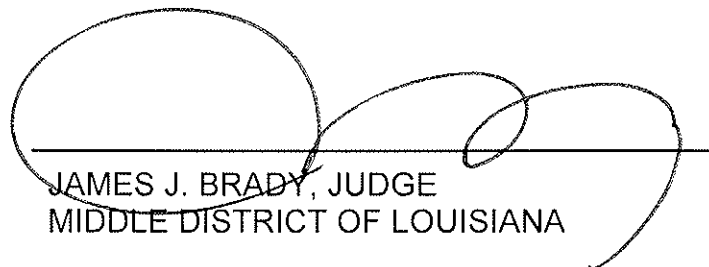
LUKE RHEAMS, ET AL.

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 Stephen C. Riedlinger dated January 29, 2013 (doc. no. 48) 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 Motion for Summary Judgment filed by defendants Capt. Luke Rheams and Maj. Trampus Butler be DENIED.

Baton Rouge, Louisiana, this 20<sup>th</sup> day of February, 2013.



JAMES J. BRADY, JUDGE  
MIDDLE DISTRICT OF LOUISIANA