

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

JODY SWAFFORD (#555956)

VERSUS

BURL CAIN, ET AL.

CIVIL ACTION

NO. 13-0788-JWD-RLB


OPINION

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 this action shall be dismissed as legally frivolous and for failure to state a claim upon which relief may be granted pursuant to 28 U.S.C. §§ 1915(g) and 1915A.¹

Judgment shall be entered accordingly.

Signed in Baton Rouge, Louisiana, on September 5, 2014.



**JUDGE JOHN W. deGRAVELLES
UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA**

¹ Note that 28 U.S.C. § 1915(g) provides that, “[i]n no event shall a prisoner bring a civil action or appeal a judgment in a civil action or proceeding under this section if the prisoner has, on 3 or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury.”