

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

JIMMIE HENRY EMERSON

CIVIL ACTION

VERSUS

15-137-SDD-RLB

TERRY PROVENCHER, ET AL.

RULING


The Court has carefully considered the *Complaint*,¹ the record, the law applicable to this action, and the *Report and Recommendation*² of United States Magistrate Judge Richard L. Bourgeois, Jr. dated October 4, 2016. Plaintiff has filed an *Objection*³ which the Court has also considered.

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 to Dismiss*⁴ is GRANTED and this matter is dismissed with prejudice.

IT IS FURTHER ORDERED that Defendants' *Motion for Summary Judgment*⁵ is DENIED as moot. *Judgment* will be entered accordingly.

Baton Rouge, Louisiana the 23 day of January, 2017.


SHELLY D. DICK, DISTRICT JUDGE
MIDDLE DISTRICT OF LOUISIANA

¹ Rec. Doc. 1.

² Rec. Doc. 39.

³ Rec. Doc. 40.

⁴ Rec. Doc. 32.

⁵ Rec. Doc. 36.