

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

PHILIP GIBSON

CIVIL ACTION

VERSUS

16-354-SDD-RLB

JAMES M. LEBLANC, ET AL.

**RULING**

The Court has carefully considered the *Petition*,<sup>1</sup> the record, the law applicable to this action, and the *Report and Recommendation*<sup>2</sup> of United States Magistrate Judge Richard L. Bourgeois, Jr. dated March 21, 2019, to which an objection<sup>3</sup> was filed and also reviewed.

The Court hereby approves the *Report and Recommendation* of the Magistrate Judge and adopts it as the Court's opinion herein.

**ACCORDINGLY**, the Plaintiff's Motions<sup>4</sup> are DENIED.

**IT IS FURTHER ORDERED** that the Plaintiff's claims against Defendant Dr. Sylvest are DISMISSED, *sua sponte*, without prejudice for failure to state a claim and this matter is hereby REFERRED back to the Magistrate for further proceedings.

Baton Rouge, Louisiana the 30 day of April, 2019.

  
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SHELLY D. DICK, CHIEF DISTRICT JUDGE  
MIDDLE DISTRICT OF LOUISIANA

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<sup>1</sup> Rec. Doc. 1.

<sup>2</sup> Rec. Doc. 152

<sup>3</sup> Rec. Doc. 16.

<sup>4</sup> Rec. Docs. 147, 148, 149, and 150.