

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

ROBERT DIGGINS (#437583)

VERSUS

KENYON MEARDAY, ET AL.

CIVIL ACTION

NO. 16-579-JWD-RLB

OPINION

After independently reviewing the entire record in this case and for the reasons set forth in Magistrate Judge's Report dated December 20, 2017, to which an objection was filed:

**IT IS ORDERED** that any claims against Sgt. Kenyon Mearday, Sgt. Jones, and Major Simon are dismissed without prejudice for failure to serve them within the time periods required under Rule 4 of the Federal Rules of Civil Procedure.

**IT IS FURTHER ORDERED** that defendant Sgt. Turner's Motion for Summary Judgment (R. Doc. 21) is denied.

Signed in Baton Rouge, Louisiana, on January 4, 2018.

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