

JUN 10 2009

TONY R. MOORE, CLERK  
BY ah DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

STEVEN AUBREY BURNETTE,  
Plaintiff

CIVIL ACTION  
SECTION "P"  
NO. CV05-1804

VERSUS

BUREAU OF PRISONS,  
Defendants

JUDGE DEE D. DRELL  
MAGISTRATE JUDGE JAMES D. KIRK

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge previously filed herein, and after independent (de novo) review of the record including the objections filed herein, and having determined that the findings and recommendation are correct under the applicable law;

IT IS ORDERED that defendants' motion to dismiss and motion for summary judgment (Doc. 234) is DENIED.

THUS ORDERED AND SIGNED in Chambers at Alexandria, Louisiana, on this 9<sup>th</sup> day of June, 2009.



DEE D. DRELL  
UNITED STATES DISTRICT JUDGE