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TONY R. MOORE, CLERK WESTERN DISTRICT OF LOUISIANA ALEXANDRIA, LOUISIANA UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

VAUGHN JULIEN

CIVIL ACTION 08-1016

VERSUS

JUDGE TRIMBLE

ALFONZO PACHECO, ET AL.

MAGISTRATE JUDGE KIRK

JUDGMENT AND ORDER

For the reasons contained in the report and recommendation of the magistrate judge previously filed herein, and after de novo review of the record including the objections filed by plaintiff, and having determined that the findings and recommendations are correct under applicable law: it is hereby

ORDERED that plaintiff's motion for summary judgment¹ is **DENIED** for the reasons explained in the report and recommendation of the magistrate judge. It is further

ORDERED, ADJUDGED and **DECREED** that all claims by plaintiff against named defendant Laura Burke are **DISMISSED** without prejudice pursuant to Fed. R. Civ. P. 4(m) for failure to make service as required.

THUS DONE AND SIGNED in chambers at Alexandria, Louisiana this 1st day of September, 2010.

JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT JUDGE

¹R. 27.