U. S. DISTRICT COURT ERN DISTRICT OF LOUISIANA RECEIVED - ALEXANDRIA MAY 1 1 2009 LL, CLERK ROBERTH

DR. ALFONSO PACHECO, ET AL.

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

JOHN FUSILIER

VERSUS

DOCKET NO. 08-CV-1577; SEC. P

JUDGE DEE D. DRELL

MAGISTRATE JUDGE JAMES D. KIRK

JUDGMENT

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that Plaintiff's civil rights complaint be and is hereby DENIED and DISMISSED WITH PREJUDICE for failing to state a claim for which relief can be granted pursuant to 28 U.S.C. §1915(e)(2)(b).

THUS DONE AND SIGNED at Alexandria, Louisiana, this day of May, 2009.

DEE D. DRELL UNITED STATES DISTRICT JUDGE