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MAY 26 2009

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

WADE GARNER, SR. (#186772)

DOCKET NO. 08-CV-1977; SEC. P

VERSUS

JUDGE DEE D. DRELL

WINN CORRECTIONAL CENTER, ET AL.

MAGISTRATE JUDGE JAMES D. KIRK

J U D G M E N T

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

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

- Winn Correctional Center
- Corrections Corporation of America
- Lt. Vernon
- Officer Woo
- Officer Smith
- LPN Jones
- Pat Thomas
- Warden Wilkinson

THUS DONE AND SIGNED at Alexandria, Louisiana, on this 26th day of May, 2009.

[Signature]

DEE D. DRELL
UNITED STATES DISTRICT JUDGE