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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

JARRELL CARTER

CIVIL DOCKET NO. 1:09-cv-00763

-vs-

JUDGE DRELL

MICHAEL JOHNSON, et al.

MAGISTRATE JUDGE KIRK

J U D G M E N T

There being no objection to the proposed findings of fact and conclusions of law in the Report and Recommendation of the magistrate judge previously filed herein, the Court concludes that the proposed findings and recommendation are correct under the applicable law.

Additionally, the Court notes the copy of the report and recommendation mailed November 12, 2007 to Mr. Carter's last known address was returned to the Clerk of Court on November 20, 2009, marked "return to sender." Thirty days have passed since November 12, 2009, but no correction to Plaintiff's address has been received by the Court. Therefore, dismissal for failure to prosecute under Local Rule 41.3W of the Uniform District Court Rules is also appropriate. Accordingly,

IT IS ORDERED that Plaintiff's civil rights complaint is DISMISSED WITHOUT PREJUDICE.

SIGNED on this 29<sup>th</sup> day of December, 2009, at Alexandria, Louisiana.



DEE D. DRELL  
UNITED STATES DISTRICT JUDGE