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JUN 28 2011

BY [Signature]
DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

JEROME L. WEATHINGTON,
Plaintiff

CIVIL ACTION
SECTION "P"
1:09-CV-1183

VERSUS

UNITED STATES, et al.,
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 for summary judgment (Doc. 32) be and is hereby GRANTED.

IT IS FURTHER ORDERED that Weathington's action pursuant to the Federal Tort Claims Act be and is hereby DENIED AND DISMISSED WITH PREJUDICE.

The previous Judgment of February 11, 2010 is also corrected under the authority of Rule 60(a) Fed. R. Civ. P. to reflect dismissal of plaintiff's *Bivens* claims instead of the misnomer "civil rights" claim.

THUS ORDERED AND SIGNED in Chambers at ALEXANDRIA, Louisiana, on this 27th day of JUNE, 2011.

[Signature]

DEE D. DRELL
UNITED STATES DISTRICT JUDGE