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IN ALEXANDRIA, LA.

JAN 11 2013

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
ALEXANDRIA DIVISION

TONY R. MOORE, CLERK  
BY [Signature]  
DEPUTY

ALVIN RAY JOSEPH

DOCKET NO. 12-1799; SEC.P

VERSUS

JUDGE JAMES T. TRIMBLE, JR.

DR. McVEA

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, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that Plaintiff's claims be and are 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).

The Clerk of Court is instructed to send a copy of this Judgment to the keeper of the three strikes list in Tyler, Texas.

THUS DONE AND SIGNED at Alexandria, Louisiana, this 11<sup>th</sup> day of January, 2012.

[Signature]  
JAMES T. TRIMBLE, JR.  
UNITED STATES DISTRICT JUDGE