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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

DONTRALE PHILLIPS

CIVIL ACTION NO. 13-1925

VERSUS

JUDGE TRIMBLE

RAPIDES PARISH, ET AL.

MAGISTRATE JUDGE KIRK

ORDER

The court has reviewed the entire docket in the above-captioned matter and finds that plaintiff's recent "Motion to Lift Stay"¹ should be **GRANTED**. The court has, in particular, also reviewed the "Report and Recommendations"² of the magistrate judge in this matter and finds that they are correct under applicable law, noting the absence of objections by plaintiff.

ORDERED that plaintiff's request for habeas corpus relief is **DENIED** and **DISMISSED** as unavailable within the context of a civil suit under 42 U.S.C. § 1983. It is further

ORDERED that plaintiff's remaining civil rights claims for monetary damages stemming from his alleged false arrest and imprisonment are **DENIED** and **DISMISSED** pursuant to Heck v. Humphrey, 312 U.S. 477 (1994), as fully discussed in the magistrate judge's proposed findings.

THUS DONE AND SIGNED in chambers at Alexandria, Louisiana this 13th day of January, 2014.



JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT JUDGE

¹ R. 12.

² R. 10.