RECEIVED
IN ALEXANDRIA, LA.
JUL 3 1 2009
TONY R. MOORE, CLERK
BY _____ DEPUTY

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

KELLY RAY ESTHAY	CIVIL ACTION NO. 08-997 SECTION P
VS.	JUDGE TRIMBLE
TONY MANCUSO, ET AL	MAGISTRATE JUDGE KAY

JUDGMENT

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 these findings and conclusions are accepted. Alternatively, this court concludes that the proposed findings and conclusions are entirely correct. Accordingly, it is

ORDERED that plaintiff's petition for writ of habeas corpus be **DISMISSED** in accordance with the provisions of FRCP Rule 41(b) and LR 41.3.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this31st day of July, 2009..

JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT JUDGE