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UNITED STATES DISTRICT COURT
 WESTERN DISTRICT OF LOUISIANA
 LAKE CHARLES DIVISION

GEOFFREY P. CUMMINGS : DOCKET NO. 2:08-cv-1159

VS. : JUDGE TRIMBLE

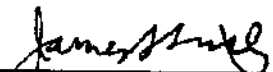
SCOTT P. FISHER : MAGISTRATE JUDGE KAY

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein and after an independent review of the record, and a *de novo* determination of the issues, and consideration of the objections filed herein, and having determined that the findings are correct under applicable law;

IT IS ORDERED that plaintiff's Petition be **DENIED AND DISMISSED WITH PREJUDICE.**

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 19th day of May, 2009.



JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT JUDGE