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UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA LAKE CHARLES DIVISION

CIVIL ACTION NO. 2:08-CV-1412

SECTION P

VS.

JUDGE PATRICIA MINALDI

DEPUTY AARON P. BROUSSARD

MAGISTRATE JUDGE KATHLEEN KAY

ORDER

There being no objection to the proposed findings of fact and conclusions of law in the Report and Recommendation [Doc. 55] 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 the defendant's Motion for Summary Judgment [Doc. 48] be DENIED.

Lake Charles, Louisiana, on this 13 day of

UNITED STATES DISTRICT JUDGE