

MAR 10 2009

ROBERT J. SHEMPELL, CLERK
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

FRANCISCO LOPEZ : DOCKET NO. 2:08-cv-1951
SEC. P
VS. : JUDGE MINALDI
BRETT GRAYSON, 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

IT IS ORDERED that plaintiff's Motion to Dismiss the above captioned action [Doc. 5] be granted and his application for Writ of *Habeas Corpus* be **DENIED AND DISMISSED WITHOUT PREJUDICE.**

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 8 day
of March, 2009.


PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE