

RECEIVED  
LAKE CHARLES, LA

SEP 27 2010

TONY R. MOORE, CLERK  
BY PAM

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

DUMINDA PERERA : DOCKET NO. 10-0639  
SECTION "P"  
VS. : JUDGE MINALDI  
ERIC HOLDE ET AL : 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 Respondent's Motion to Dismiss be **GRANTED**.

IT IS FURTHER ORDERED that the petition for writ of habeas corpus be **DISMISSED WITHOUT PREJUDICE**.

THUS DONE AND SIGNED, in Chambers, at Lake Charles, Louisiana, this 27 day of Sept, 2010.

  
PATRICIA MINALDI  
UNITED STATES DISTRICT JUDGE