

**RECEIVED**  
 USDC, WESTERN DISTRICT OF LA  
 TONY R. MOORE, CLERK  
 ALEXANDRIA, LOUISIANA

DATE 3/22/11

BY [Signature]

UNITED STATES DISTRICT COURT  
 WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

KEVIN RAY HOWARD : CIVIL ACTION NO. 10-787-LC  
 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 the Report and Recommendation is hereby adopted and plaintiff's civil rights complaint is **DISMISSED WITH PREJUDICE** as frivolous and for failure to state a claim in accordance with the provisions of 28 U.S.C. § 1915(e)(2)(B).

**IT IS ALSO ORDERED** that plaintiff's request/motion to transfer (R. #8) is hereby **DENIED**.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 22<sup>nd</sup> day of March, 2011.

[Signature]  
 JAMES T. TRIMBLE, JR.  
 UNITED STATES DISTRICT JUDGE