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IN LAKE CHARLES, LA.

JUN 14 2013

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISIONTONY R. MOORE, CLERK
BY PAK DEPUTY

RODERICK W. WHITFIELD

CIVIL ACTION NO. 2:12-CV-3075

VS.

JUDGE PATRICIA MINALDI

CITY OF MONROE,
COUNCIL OF MONROE,
MAYOR JAMES MAYO

MAGISTRATE JUDGE KATHLEEN KAY

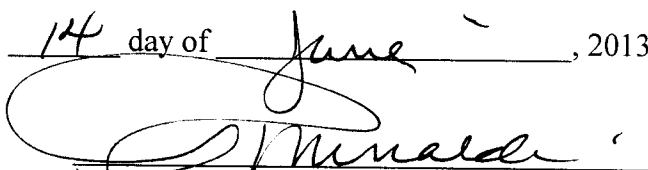
JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein [Doc. 9] 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 the petitioner's complaint be **DISMISSED WITH PREJUDICE** to plaintiff's right to file the appropriate action in state court;

IT IS FURTHER ORDERED that the petitioner's Motion for Extension of Time to Effect Service is **DENIED** as **MOOT**.

Lake Charles, Louisiana, on this 14 day of June, 2013.



PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE