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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

JOHN THOMAS SPURLOCK  
B.O.P. # 17866-045

v.

AARON JONES, ET AL.

\* CIVIL ACTION NO. 2:16 -CV-01031  
\*  
\*  
\* JUDGE MINALDI  
\*  
\*  
\* MAGISTRATE JUDGE KAY  
\*  
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JUDGMENT

In accordance with the corresponding Memorandum Ruling and the Magistrate Judge's Report and Recommendation (Rec. Doc. 9), and the reasons set forth therein,

**IT IS ORDERED** that the petitioner's Federal Tort Claims Act claims raised in his amended complaint (Rec. Doc. 6) are **DISMISSED WITHOUT PREJUDICE**. The petitioner may refile these claims in a separate lawsuit.

**IT IS ORDERED** that the petitioner's 28 U.S.C. § 1983 claims are **DISMISSED WITH PREJUDICE** as time-barred.

Lake Charles, Louisiana, this 19 day of Dec, 2016.

  
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PATRICIA MINALDI  
UNITED STATES DISTRICT JUDGE