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WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION

OSNEL JOSEPH

CIVIL ACTION NO. 11-0126
Section P

VERSUS

JUDGE ROBERT G. JAMES

JOHN SMITH, WARDEN, TENSAS
PARISH DETENTION CENTER, ET
AL.


MAG. JUDGE KAREN L. HAYES

J U D G M E N T

The Report and Recommendation of the Magistrate Judge having been considered, no objections thereto having been filed, and finding that same is supported by the law and the record in this matter,

IT IS ORDERED, ADJUDGED, AND DECREED that the Motion to Dismiss [Doc. No. 24] filed on behalf of respondents is **GRANTED**, and that the Petition for Writ of *Habeas Corpus* is hereby **DISMISSED**, without prejudice, for lack of subject matter jurisdiction. Fed.R.Civ.P. 12(b)(1).

MONROE, LOUISIANA, this 1 day of July 2011.


ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE