

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION**

**RICKY L. BROWN**

**CIVIL ACTION NO. 12-289**

**VERSUS**

**JUDGE ROBERT G. JAMES**

**BOARD OF COMMISSIONERS  
FIFTH LOUISIANA LEVEE  
DISTRICT, ET AL.**

**MAG. JUDGE PEREZ-MONTES**

**JUDGMENT**

For the reasons contained in the Report and Recommendation of the Magistrate Judge [Doc. No. 144], and after an independent review of the entire record, including the written objections and response thereto, and concurring with the Magistrate Judge's findings under the applicable law,

IT IS ORDERED, ADJUDGED, AND DECREED that Defendants' Motion to Dismiss [Doc. No. 94] is GRANTED and that Plaintiff's federal takings claim is DISMISSED WITHOUT PREJUDICE for lack of subject matter jurisdiction;

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiff's state law takings claim is DISMISSED WITHOUT PREJUDICE;

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendants' Motion for Summary Judgment [Doc. No. 95] is GRANTED and that Plaintiff's equal protection and substantive due process claims are DISMISSED WITH PREJUDICE;

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant's Motion for Remand [Doc. No. 106] is DENIED AS MOOT.

MONROE, LOUISIANA this 5th day of September, 2017.

A handwritten signature in black ink that reads "Robert G. James". The signature is written in a cursive style with a large, prominent "J" at the end. A horizontal line is drawn across the signature, starting from the left and ending under the "J".

ROBERT G. JAMES  
UNITED STATES DISTRICT JUDGE