UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA SHREVEPORT DIVISION

SEAN SMALL CIVIL ACTION NO. 06-cv-1114

VERSUS JUDGE HICKS

WARDEN, LOUISIANA STATE **PENITENTIARY**

JUDGMENT

For the reasons assigned in the Report and Recommendation of the Magistrate Judge previously filed herein, and having thoroughly reviewed the record, including the written objections filed, and concurring with the findings of the Magistrate Judge under the applicable law;

IT IS ORDERED that the petition for writ of habeas corpus is denied, and Petitioner's complaint is dismissed with prejudice.

THUS DONE AND SIGNED at Shreveport, Louisiana, this the 4th day of August, 2009.

> S. MAURICE HICKS, JR. UNITED STATES DISTRICT JUDGE

MAGISTRATE JUDGE HORNSBY