


U.S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
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SEP 17 2013

TONY W. MOORE, CLERK  
BY: 

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT DIVISION

EARTON SMITH

\* CIVIL ACTION NO. 12-1771

VERSUS

\* JUDGE DONALD E. WALTER

WARDEN, LOUISIANA STATE  
PENITENTIARY

\* MAG. JUDGE KAREN L. HAYES

J U D G M E N T

The Report and Recommendation of the Magistrate Judge having been considered, together with the written objections thereto filed with this Court, and, after a *de novo* review of the record, finding that the Magistrate Judge's Report and Recommendation is correct and that judgment as recommended therein is warranted,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Petitioner's Petition for Writ of *habeas corpus* under 28 U.S.C. § 2254 [docs. # 1, 10] is hereby **DENIED** and **DISMISSED with prejudice**.

THUS DONE AND SIGNED this 18 day of Sept, 2013, in  
Shreveport, Louisiana.



DONALD E. WALTER  
UNITED STATES DISTRICT JUDGE