UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF LOUISIANA SHREVEPORT DIVISION RICHARD F. SMITH CIVIL ACTION NO. 12-2122-P VERSUS JUDGE HICKS UNKNOWN DEFENDANTS, ET AL. MAGISTRATE JUDGE HORNSBY

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record, and noting the lack of written objections filed by Plaintiff and determining that the findings are correct under the applicable law;

IT IS ORDERED that Plaintiff's civil rights complaint is **DISMISSED WITH PREJUDICE** as frivolous pursuant to Section 1915(e) until such time as the <u>Heck</u> conditions are met.

THUS DONE AND SIGNED, in chambers, in Shreveport, Louisiana, on this 28th day of January, 2014.

mine Hed S. MAURICE HICKS, JR.

S. MAURICE HICKS, JR. UNITED STATES DISTRICT JUDGE