

RECEIVED

JUL 31 2009

Out

TONY R. MOORE, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE-OPELOUSAS DIVISION

RICHARD C. BENTLEY

CIVIL ACTION NO. 08-1017

VERSUS

JUDGE DOHERTY

**LCM CORPORATION,
DANNY R. HUBBARD, II**

MAGISTRATE JUDGE METHVIN

JUDGMENT

This matter was referred to United States Magistrate Judge Mildred E. Methvin for her Report and Recommendation. After an independent review of the record and the applicable jurisprudence, and noting the absence of objection, this Court concludes that the findings and recommendation of the magistrate judge are correct and this Court adopts the conclusions set forth therein. Therefore,

IT IS ORDERED that plaintiff's Motion for Default Judgment (rec. doc. 59) is **DENIED**, and Defendant Danny R. Hubbard, II's Motion to Set Aside Default Judgment (rec. doc. 61) is **GRANTED**.

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this 30 day of July, 2009.

[Handwritten signature]

[Handwritten signature]
REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE