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

LAFAYETTE DIVISION

DARRYL PAUL BOUDREAU
La. DOC #494443

CIVIL ACTION NO. 6:10-cv-1563

VS.

SECTION P

**WARDEN, BREAUX BRIDGE
 CORRECTIONAL CENTER**

JUDGE HAIK

MAGISTRATE JUDGE HANNA

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that the petition for writ of habeas corpus filed herein on October 13, 2010 be **DISMISSED WITHOUT PREJUDICE** pursuant to the provisions of Rule 41 of the Federal Rules of Civil Procedure and 28 U.S.C. §2254(b)(1)(A).

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this 17th day of June, 2011.

**RICHARD T. HAIK, SR.
 UNITED STATES DISTRICT JUDGE**