

RECEIVED
USDC, WESTERN DISTRICT OF LA
TONY R. MOORE, CLERK
DATE 3.9.11
CB

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

LAFAYETTE DIVISION

**TODD BILLIOT
LA. DOC #546700**

CIVIL ACTION NO. 6:10-cv-1789

VS.

SECTION P

JUDGE HAIK

WARDEN TIM WILKINSON

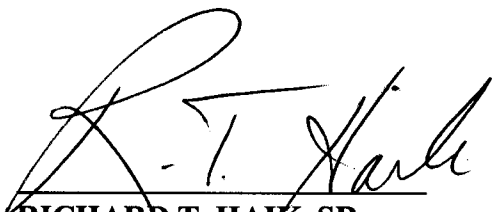
MAGISTRATE JUDGE HILL

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 this petition for *habeas corpus* be **DISMISSED WITHOUT PREJUDICE** because petitioner has not exhausted available state court remedies prior to filing suit in Federal Court.

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this 9th day of March, 2011.



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