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AUG 1 7 2012

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA LAFAYETTE DIVISION

JANET FONTENOT DUHON

CIVIL ACTION NO. 6:12-cv-00461

VERSUS

JUDGE DOHERTY

BANK OF AMERICA, N.A., L.P. AND JACKSON & MCPHERSON, L.L.C.

MAGISTRATE JUDGE HANNA

JUDGMENT

This matter was referred to United States Magistrate Judge Patrick J. Hanna for report and recommendation. After an independent review of the record, and noting the absence of any objections, this Court concludes that the Magistrate Judge's report and recommendation is correct and adopts the findings and conclusions therein as its own.

Accordingly, IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the plaintiff's oral motion for leave to proceed *in forma pauperis* is denied as moot; defendant Bank of America's motion for judgment on the pleadings (Rec. Doc. 6) is **DENIED AS MOOT**; defendant Jackson & McPherson's motion for judgment on the pleadings (Rec. Doc. 9) is **DENIED AS MOOT**; the plaintiff's oral motion for dismissal of the action is **GRANTED**; and the action is **DISMISSED WITHOUT PREJUDICE**, consistent with the report and recommendation.

Lafayette, Louisiana, this // day of _U

REBECCA F. DOHERTY

UNITED S/TATES DISTRICT JUDGE