

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

**SHAYNA BOLGIANO**

**CIVIL ACTION NO. 6:17-1163**

**VERSUS**

**JUDGE UNASSIGNED**

**MARK GARBER, in his official  
capacity as the duty elected  
Sheriff of Lafayette Parish, et al.**

**MAGISTRATE JUDGE WHITEHURST**


**JUDGMENT**

This matter was referred to United States Magistrate Judge Carol B. Whitehurst 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 Rule 12(b)(1) Motion to Dismiss [Doc. 6], filed by Mark Garber, in his official capacity as Sheriff of Lafayette Parish, and Freddie Laque (collectively, "the

defendants”), is GRANTED and the claims alleged by the plaintiff in the instant federal court lawsuit are **DENIED AND DISMISSED WITHOUT PREJUDICE**.

Signed at Shreveport, Louisiana, this 2/day of March 2018.

  
DONALD E. WALTER  
UNITED STATES DISTRICT JUDGE