

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

**TROY DURIO ET AL**

**CASE NO. 6:21-CV-03314**

**VERSUS**

**JUDGE JAMES D. CAIN, JR.**

**AMERICAN SUMMIT INSURANCE  
CO**

**MAGISTRATE JUDGE CAROL B.  
WHITEHURST**

**JUDGMENT**

This matter came before United States Magistrate Judge Carol B. Whitehurst regarding Plaintiffs' failure to prosecute their case. Judge Whitehurst issued a report and recommendation (doc. 24) recommending that Plaintiffs' claims be dismissed for failure to prosecute. After an independent review of the record, and noting the absence of any objections/and after consideration of objections filed, 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 ORDERED, ADJUDGED, AND DECREED** that, consistent with the report and recommendation, Plaintiffs' claims are hereby **DISMISSED**.

**THUS DONE AND SIGNED** in Chambers this 29th day of July, 2022.



JAMES D. CAIN, JR.  
UNITED STATES DISTRICT JUDGE