

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION

MARCUS B. GORDON, SR

PLAINTIFF

VS.

CIVIL ACTION NO. 5:04cv224-DCB-JCS

WARDEN M. PETTIFORD, ET AL.

DEFENDANTS

**FINAL JUDGMENT**

This matter having come before the Court on Report and Recommendation of the United States Magistrate Judge [docket entry no. 39] and pursuant to instruction by the Fifth Circuit Court of Appeals [COA No. 08-60127], and the Court having dismissed all of the plaintiff's claims, accordingly:

**IT IS HEREBY ORDERED AND ADJUDGED** that the action is **DISMISSED WITH PREJUDICE.**

**SO ORDERED**, this the 24th day of April 2009.

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s/ David Bramlette  
UNITED STATES DISTRICT JUDGE