

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

NO. 2011 CA 0657

EDWARD EARL HARRIS

VERSUS

BURL N. CAIN, WARDEN, LOUISIANA STATE PENITENTIARY;
DORA RABALAIS, LEGAL PROGRAMS AND RICHARD STALDER,
SECRETARY OF THE DEPARTMENT OF CORRECTIONS

Judgment rendered November 9, 2011.

*J.N.P.
Jaw*

Appealed from the
19th Judicial District Court
in and for the Parish of East Baton Rouge, Louisiana
Trial Court No. 485,709
Honorable Kay Bates, Judge

EDWARD HARRIS
ANGOLA, LA

L. BRUCE DODD
BATON ROUGE, LA

IN PROPER PERSON
PLAINTIFF-APPELLANT

ATTORNEY FOR
DEFENDANT-APPELLEE
JAMES LEBLANC

BEFORE: PETTIGREW, McCLENDON, AND WELCH, JJ.

McClenck, J. concurs

PETTIGREW, J.

In this case, petitioner, Edward Harris, an inmate in the custody of the Department of Public Safety and Corrections ("DPSC"), filed a request for relief pursuant to La. R.S. 15:1177, seeking judicial review of the final agency decision rendered under Administrative Remedy Procedure No. LSP-2000-2032. In said case, petitioner sought replacement cost for an address book that he alleged was received in the mailroom at his institution but never delivered to him. According to the record, petitioner's initial request for administrative relief was denied at the agency level based on a finding by DPSC that subsequent to the address book being received at the institution, an address book was observed in petitioner's housing area by the assistant warden during a shakedown.

Following a *de novo* review of the record herein, including the Commissioner's Report, the trial court maintained the decision by DPSC, dismissing petitioner's suit with prejudice. This appeal followed. After a thorough review of the record and relevant jurisprudence, we find no error of law or abuse of discretion by the trial court. Accordingly, we affirm the trial court's judgment in accordance with Uniform Rules--Courts of Appeal, Rule 2-16.2A(5), (6), (7), and (8). All costs associated with this appeal are assessed against petitioner, Edward Harris.

AFFIRMED.