

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

NUMBER 2006 CA 0130

CLARENCE BUCKLEY

VERSUS

MS. PRISCILLA PITRE, RECORDS ANALYST, ALC
RICHARD L. STALDER, SECRETARY, DPS&C
TERRY TERRELL, WARDEN-ALC

JAW
CF
EJG

Judgment Rendered: December 28, 2006

Appealed from the
Nineteenth Judicial District Court
In and for the Parish of East Baton Rouge, Louisiana
Trial Court Number 534,889

Honorable Curtis A. Calloway, Judge

Clarence Buckley
Kinder, LA

In Proper Person
Plaintiff – Appellant

William L. Kline
Baton Rouge, LA

Attorney for
Defendant – Appellee
State, Department of
Public Safety & Corrections

BEFORE: KUHN, GAIDRY, AND WELCH, JJ.

WELCH, J.

Plaintiff/Appellant, inmate Clarence Buckley, seeks review of the district court judgment adopting the screening recommendation of the Commissioner and dismissing Buckley's claims, without service on the Department, as frivolous for failing to state a cause of action or cognizable claim for which relief is available, in accordance with the screening requirements. La. R.S. 15:1178(D).

Case law precedent and statutory authority clearly control the disposition of this case, and the issues raised involve no more than an application of well-settled rules to recurring fact situations. The August 23, 2005 Commissioner's Screening report, adopted by the district court in its September 13, 2005 judgment, thoroughly discusses the factual and procedural background and provides an excellent analysis of the applicable law supporting that decision.

Accordingly, we affirm the district court's judgment in accordance with Rule 2-16.2A(2), (4), (5), and (6) of the Uniform Rules of Louisiana Courts of Appeal. All costs of this appeal are assessed to the plaintiff/appellant.

AFFIRMED.