

APPENDIX A

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION

LUIS S. LAGAITE,

Plaintiff,

v.

JAMES FOLEY, et al.,

Defendants.

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2:18-CV-069-D

ORDER

After making an independent review of the pleadings, files, and records in this case, the June 1, 2018 findings, conclusions, and recommendation of the magistrate judge, and plaintiff's June 15, 2018 objections, the court concludes the magistrate judge's findings and conclusions are correct. The recommendation of the magistrate judge is therefore adopted, and this action is dismissed without prejudice to refiling with payment of the filing fee. Plaintiff's June 28, 2018 motion for a preliminary injunction is denied.

SO ORDERED.

July 5, 2018.


SIDNEY A. FITZWATER
UNITED STATES DISTRICT JUDGE

APPENDIX B

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION

LUIS S. LAGAITE,

Plaintiff,

v.

JAMES FOLEY, et al.,

Defendants.


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2:18-CV-069-D

JUDGMENT

For the reasons set out in an order filed today, it is ordered and adjudged that this action is dismissed without prejudice to refile with payment of the filing fee.

Done at Amarillo, Texas July 5, 2018.



SIDNEY A. FITZWATER
UNITED STATES DISTRICT JUDGE

EXHIBIT D

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 18-11008



LUIS SANTOS LAGAITE, JR.,

Plaintiff - Appellant

v.

JAMES FOLEY, Senior Warden; JASON HARDEGREE, Assistant Warden;
H. RAMIREZ, Sergeant; G. GARCIA; MAJOR CANO; DAMON ANDREWS,
Assistant Warden,

Defendants - Appellees

Appeal from the United States District Court for the
Northern District of Texas

CLERK'S OFFICE:

Under 5TH CIR. R. 42.3, the appeal is dismissed as of August 30, 2018,
for want of prosecution. The appellant failed to timely pay the docketing fee.

LYLE W. CAYCE

Clerk of the United States Court
of Appeals for the Fifth Circuit

Melissa Mattingly

By: _____
Melissa V. Mattingly, Deputy Clerk

ENTERED AT THE DIRECTION OF THE COURT

**Additional material
from this filing is
available in the
Clerk's Office.**