

**NOT DESIGNATED FOR PUBLICATION**

STATE OF LOUISIANA

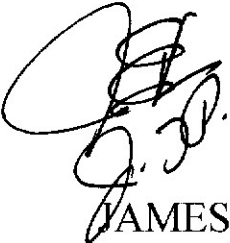

COURT OF APPEAL

FIRST CIRCUIT

2010 CA 0332

MICHEL DIXON

VERSUS

  
 JAMES LA'BLANC, SECRETARY LOUISIANA DEPARTMENT OF  
PUBLIC SAFETY AND CORRECTIONS; LOUISIANA  
CORRECTION SERVICES; RICHARD DEVILLE, CALDWELL  
DETENTION CENTER, DELANA BECKLEY, SOUTH LOUISIANA  
CORRECTIONAL CENTER, WARDEN DREW, J.B. EVANS  
CORRECTIONAL CENTER, SHIRLEY PAILETTE; LA'SALLE  
CORRECTIONAL CORPORATION; LEROY HOLLIDAY,  
CATAHOULA CORRECTIONAL CENTER, PAT BOOKS,  
RICHWOOD CORRECTIONAL CENTER, CLOVIS TILLERY, RIVER  
CORRECTIONAL CENTER, RICHARD SPINNER.

**DATE OF JUDGMENT:** SEP 10 2010

ON APPEAL FROM THE NINETEENTH JUDICIAL DISTRICT COURT  
NUMBER 582,620, SECTION 26, PARISH OF EAST BATON ROUGE  
STATE OF LOUISIANA

HONORABLE KAY BATES , JUDGE

\* \* \* \* \*

Michel Dixon  
Pine Prairie, Louisiana

Plaintiff-Appellant  
Pro Se

William Kline  
Baton Rouge, Louisiana

Counsel for Defendant-Appellee  
Louisiana Department of Public  
Safety and Corrections

\* \* \* \* \*

BEFORE: PARRO, KUHN, AND PETTIGREW, JJ.

**Disposition: AFFIRMED.**

KUHN, J.

Plaintiff-appellant, Michel Dixon, an inmate in the custody of the Department of Public Safety and Corrections, appeals the district court's judgment dismissing his petition for judicial review, without prejudice, for lack of subject matter (appellate) jurisdiction. Mindful that plaintiff has not filed a petition seeking a mandamus to have any responsible party directed to respond to a timely and properly filed ARP request, we find no error in the conclusion of the district court that he has failed to exhaust administrative remedies as required under La. R.S. 15:1172, 1176, and 1178. Thus, the district court judgment is affirmed in accordance with La. Uniform Rules of the Courts of Appeal—Rule 2.16.2A(1), (2), (5), and (6). Appeal costs are assessed against plaintiff-appellant, Michel Dixon.

**AFFIRMED.**