

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
LOUISIANA

Paul Anthony Sampay v. Terrebonne Parish Consolidated
Government, et al.

Sampay · No. 25-00941 · Decided May 14, 2026

SUMMARY

The United States District Court for the Eastern District of Louisiana overruled Paul Anthony Sampay’s objection and adopted the magistrate judge’s Report and Recommendation. The court dismissed with prejudice Sampay’s 42 U.S.C. § 1983 claims against Terrebonne Parish Consolidated Government and EMT Jacob Guidry, while allowing his medical-indifference claim against Medical Administrator April Tomlin to proceed.

CASE DETAILS

COURT	United States District Court for the Eastern District of Louisiana
WRITING FOR THE COURT	Gerard Guidry
JURISDICTION	United States District Court for the Eastern District of Louisiana
DECIDED	May 14, 2026
DOCKET	25-00941
DISPOSITION	other
PROCEDURAL POSTURE	Order overruling Plaintiff's objection to a magistrate judge's report and recommendation, adopting the recommendation after de novo review, dismissing claims against Terrebonne Parish Consolidated Government and Jacob Guidry with prejudice, and allowing the medical-indifference claim against April Tomlin to proceed.
STANDARD OF REVIEW	De novo review of specific, written objections to a magistrate judge's report and recommendation under 28 U.S.C. § 636(b) and Federal Rule of Civil Procedure 72(b); frivolous, conclusive, or general objections need not be considered.
PRECEDENTIAL VALUE	Unknown; district court order with no reporter citation.
PARTIES	Paul Anthony Sampay v. Terrebonne Parish Consolidated Government, Jacob Guidry, EMT, April Tomlin, Medical Administrator

TOPICS

section 1983

municipal liability

civil rights

government liability

civil procedure

PRACTICE AREAS

civil procedure

civil rights

municipal liability

prisoner medical care

QUESTIONS PRESENTED

1. Whether the district court should sustain Sampay's objection to the magistrate judge's recommendation under the de novo review standard.
2. Whether Terrebonne Parish Consolidated Government could be held vicariously liable under 42 U.S.C. § 1983 for the alleged medical-indifference conduct of Medical Administrator April Tomlin.
3. Whether the claims against Terrebonne Parish Consolidated Government and Jacob Guidry should be dismissed with prejudice as frivolous or for failure to state a claim under 28 U.S.C. §§ 1915 and 1915A and 42 U.S.C. § 1997e.

HOLDINGS

1. The district court conducted de novo review of the specific objection and overruled it.
2. Terrebonne Parish Consolidated Government was not liable on Sampay's asserted vicarious-liability theory for Tomlin's alleged conduct, and the claims against the Parish were dismissed with prejudice.
3. The § 1983 claims against Terrebonne Parish Consolidated Government and EMT Jacob Guidry were dismissed with prejudice as frivolous and otherwise for failure to state a claim for which relief can be granted.
4. Sampay's § 1983 medical-indifference claim against Medical Administrator April Tomlin was allowed to proceed and remained referred to the assigned magistrate judge for further pretrial proceedings.

KEY QUOTATIONS

"IT IS ORDERED that Plaintiff Paul Anthony Sampay's 42 U.S.C. § 1983 claims against defendants Terrebonne Parish Consolidated Government and EMT Guidry be DISMISSED WITH PREJUDICE pursuant to 28 U.S.C. § 1915, § 1915A, and 42 U.S.C. § 1997e as frivolous and otherwise for failure to state a claim for which relief can be granted." (Section III)

FACTUAL BACKGROUND

Sampay asserted claims under 42 U.S.C. § 1983 arising from alleged medical indifference. He sued Terrebonne Parish Consolidated Government, Jacob Guidry, an EMT, and April Tomlin, a medical administrator. The court relied on the finding that Terrebonne Parish contracts or appoints the healthcare provider for inmates but that the Sheriff is responsible for the jail's day-to-day administration, operation, and inmates.

PROCEDURAL HISTORY

The magistrate judge recommended dismissal with prejudice of Sampay's claims against Terrebonne Parish Consolidated Government and Jacob Guidry, while recommending that Sampay's 42 U.S.C. § 1983 medical-indifference claims against Medical Administrator April Tomlin proceed. Sampay timely objected, arguing that Terrebonne Parish Consolidated Government was vicariously liable for Tomlin's conduct. The district court independently reviewed the pleadings, records, report and recommendation, and objection, overruled the objection, adopted the recommendation, and entered the partial dismissal.

DISPOSITION

other

REMAND INSTRUCTIONS

The § 1983 medical-indifference claim against April Tomlin remains referred to the assigned magistrate judge for further pretrial proceedings.

CASES CITED

- Battle v. U.S. Parole Commission, 834 F.2d 419, 421 (5th Cir. 1987) (per curiam)
- Nettles v. Wainwright, 677 F.2d 404, 410 n.8 (5th Cir. 1982) (en banc)
- Douglass v. United States Automobile Association, 79 F.3d 1415 (5th Cir. 1996)

OPINION

Sampay

PER CURIAM.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF LOUISIANA

PAUL ANTHONY SAMPAY * CIVIL ACTION

VERSUS * NO. 25-00941

TERREBONNE PARISH * SECTION "T" (2)

CONSOLIDATED GOVERNMENT, ET

AL.

ORDER

Before the Court is the Report and Recommendation regarding Plaintiff Paul Anthony Sampay's claims. R. Doc. 9. The Report recommends that Plaintiff's claims against Terrebonne Parish Consolidated Government and Jacob Guidry, EMT, be dismissed with prejudice. Id. at 6- 9, 10, and 12. As to Defendant April Tomlin, the Report recommends that Plaintiff's § 1983 claims of medical indifference against Medical Administrator April Tomlin be allowed to proceed and remain referred to the Magistrate Judge for further pretrial proceedings. R. Doc. 12. Plaintiff timely filed an Objection. R. Doc. 10. After making an independent review of the pleadings, files, and records in this case, the Court OVERRULES the Objection and ADOPTS the Magistrate

Judge's recommendation.

I. LEGAL STANDARD

A party may file specific, written objections to the proposed findings and recommendations of the magistrate judge within fourteen days after being served a copy of the report and recommendation, thereby securing de novo review by the district court. 28 U.S.C. § 636(b); FED. R. CIV. P. 72(b). A district court need not consider “[f]rivolous, conclusive, or general objections.”¹ 1 Battle v. U.S. Parole Comm'n, 834 F.2d 419, 421 (5th Cir. 1987) (per curiam) (quoting Nettles v. Wainwright, 677 F.2d 404, 410 n.8 (5th Cir. 1982) (en banc), overruled on other grounds by Douglass v. United States Auto. Ass'n, 79 F.3d 1415 (5th Cir. 1996)).

II. ANALYSIS

Plaintiff filed an objection arguing that Terrebonne Parish Consolidated Government (“TPCG”) is vicariously liable as Defendant Tomlin’s employer. R. Doc. 10. However, as the Report points out, TPCG simply contracts or appoints the health care provider to tend to the medical needs of the inmates. R. Doc. 9, p. 7. It is the Sheriff who is responsible for the day-to-day administration and operation of the jail and responsible for inmates. Id. After having conducted a de novo review of the Complaint (R. Doc. 4), the Report and Recommendation, the objection to the Report and Recommendation, and the applicable laws, the Court rejects Plaintiff’s argument that his claims against TPCG should not be dismissed and adopts the Magistrate Judge’s findings and recommendations.

III. CONCLUSION

For the foregoing reasons, the Court OVERRULES Plaintiff’s Objection, APPROVES and ADOPTS the Magistrate Judge’s recommendation after de novo review, and DISMISSES WITH PREJUDICE Plaintiff’s claims against Terrebonne Parish Consolidated Government and Jacob Guidry, EMT. Accordingly, IT IS ORDERED that Plaintiff Paul Anthony Sampay’s 42 U.S.C. § 1983 claims against defendants Terrebonne Parish Consolidated Government and EMT Guidry be DISMISSED WITH PREJUDICE pursuant to 28 U.S.C. § 1915, § 1915A, and 42 U.S.C. § 1997e as frivolous and otherwise for failure to state a claim for which relief can be granted. IT IS FURTHER ORDERED Sampay’s § 1983 claim of medical indifference against defendant Medical Administrator April Tomlin is allowed to proceed and remains referred to the assigned Magistrate Judge for further pretrial proceedings. New Orleans, Louisiana, this 14th day of May , 2026.

—\ GERARD GUIDRY

UNITED STATES DISTRICT JUDGE