

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 02-30435
Conference Calendar

LINDA J. REEVES,

Plaintiff-Appellant,

versus

LEON CANNIZZARO, Etc.; ET AL.,

Defendants,

LEON CANNIZZARO, Judge, Criminal
District Court for the Parish
of Orleans, individually and in
his official capacity,

Defendant-Appellee.

Appeal from the United States District Court
for the Eastern District of Louisiana
USDC No. 01-CV-2672

October 30, 2002

Before DeMOSS, BENAVIDES, and STEWART, Circuit Judges.

PER CURIAM:*

Linda J. Reeves argues that the district court erred in granting the defendant Judge Cannizzaro's motion to dismiss and dismissing her civil rights complaint based on absolute immunity. Reeves' motion to file a supplemental brief is denied.

* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

Reeves argues that Judge Cannizzaro was not absolutely immune from suit because her case was no longer pending at the time that he had her incarcerated for mental health treatment.

Reeves cannot overcome the bar of absolute immunity because the alleged acts of Judge Cannizzaro were judicial in nature and the action was not taken in the complete absence of subject matter jurisdiction. See Malina v. Gonzales, 994 F.2d 1121, 1124 (5th Cir. 1993). The judgment of the district court granting the defendant's motion to dismiss for failure to state a claim and dismissing the complaint is AFFIRMED. All outstanding motions are DENIED.