

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION

BERNARD MILLER,)	
)	
Petitioner,)	
)	
v.)	CASE NO. 1:16-CV-552-WKW
)	[WO]
KARLA JONES, Warden, and)	
STEVEN T. MARSHALL,)	
Attorney General of the State of)	
Alabama,)	
)	
Respondents.)	

ORDER¹

On July 5, 2018, the Magistrate Judge filed a Recommendation to which no timely objections have been made. (Doc. # 23.) Upon an independent review of the record and upon consideration of the Recommendation, it is ORDERED that the Recommendation (Doc. # 23) is ADOPTED and that Petitioner Bernard Miller’s 28 U.S.C. § 2254 petition for habeas relief (Doc. # 1) is DISMISSED AS MOOT since a more favorable decision on the merits would not entitle Mr. Miller to any additional relief.

¹ By operation of Federal Rule of Civil Procedure 25(d), Steven T. Marshall has been “automatically substituted as a party” for the former Attorney General, Luther Strange.

Final judgment will be entered separately.

DONE this 9th day of August, 2018.

/s/ W. Keith Watkins
CHIEF UNITED STATES DISTRICT JUDGE