

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

MARCUS ORLANDO TAITE, #180664,)	
)	
Petitioner,)	
)	
v.)	CIVIL ACTION NO. 2:10cv341-TMH
)	(WO)
BILL WAYNE, <i>et al.</i> ,)	
)	
Respondents.)	

OPINION AND ORDER

On July 26, 2010, the Magistrate Judge filed a Recommendation in this case recommending that the petition of habeas corpus relief filed pursuant to 28 U.S.C. § 2254 be dismissed without prejudice to afford the petitioner an opportunity to exhaust all state court remedies available to him. (Doc. # 83). Upon an independent review of the file in this case and upon consideration of the Recommendation of the Magistrate Judge, it is

ORDERED and ADJUDGED that the Recommendation of the Magistrate Judge be and is hereby ADOPTED, that the petition for habeas corpus relief be and is hereby DISMISSED without prejudice to afford the petitioner an opportunity to exhaust all state court remedies available to him.

Done this 20th day of September, 2010.

/s/ Truman M. Hobbs

TRUMAN M. HOBBS
SENIOR UNITED STATES DISTRICT JUDGE