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

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)	CASE NO. 2:11-cv-414-MEF
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<u>O R D E R</u>

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

(1) The petitioner's Objection to the Magistrate Judge Recommendation (Doc. #48)

filed on August 2, 2013 is overruled;

(2) The Recommendation of the United States Magistrate Judge (Doc. #37) entered

on May 22, 2013 is adopted;

(3) The 28 U.S.C. § 2255 motion filed by Rainer is DENIED.

DONE this the 14th day of August, 2013.

/s/ Mark E. Fuller UNITED STATES DISTRICT JUDGE