

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

NICHOLAS WELLS, #207770,)	
)	
Petitioner,)	
v.)	CASE NO. 2:12-cv-274-TMH
)	(WO)
CYNTHIA WHEELER WHITE, <i>et al.</i> ,)	
)	
Respondents.)	

ORDER

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. #58) filed on May 27, 2014 is overruled;
2. The Recommendation of the United States Magistrate Judge (Doc. #55) entered on April 23, 2014 is adopted;
3. The petition for writ of habeas corpus filed by Nicholas Wells on February 15, 2012 is DENIED as it was not filed within the one-year period of limitation mandated by 28 U.S.C. § 2244(d)(1).
4. This case is DISMISSED with prejudice.

DONE this the 16th day of July, 2014.

/s/ Mark E. Fuller

UNITED STATES DISTRICT JUDGE