

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
EASTERN DIVISION**

JOSEPH STEPHEN WEST,	)	
	)	
Petitioner,	)	
	)	
v.	)	Case Number: 1:14-cv-00931-KOB-JHE
	)	
STATE OF ALABAMA, et al.,	)	
	)	
Respondents.	)	
	)	

**MEMORANDUM OPINION**

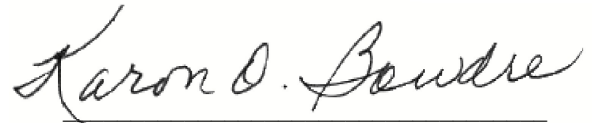
On August 3, 2017, the magistrate judge entered a Report and Recommendation, (doc. 12), recommending that the court dismiss with prejudice the writ of habeas corpus. No party has filed any objections.

After considering the entire file in this action, including the report and recommendation, the court ADOPTS the magistrate judge’s report and ACCEPTS his recommendation. The court finds that the petition for writ of habeas corpus is due to be dismissed.

This court may issue a certificate of appealability “only if the applicant has a made a substantial showing of the denial of a constitutional right.” 28 U.S.C. 2253(c)(2). To make such a showing, a “petitioner must demonstrate that reasonable jurists would find the district court’s assessment of the constitutional claims debatable or wrong,” *Slack v. McDaniel*, 529 U.S. 473, 484 (2000), or that “the issues presented were adequate to deserve encouragement to proceed further.” *Miller-El v. Cockrell*, 537 U.S. 322, 336 (2003) (internal quotations omitted). This court finds Petitioner’s claims do not satisfy either standard.

The court will enter a separate Final Order.

DONE and ORDERED this 31st day of August, 2017.

Handwritten signature of Karon O. Bowdre in cursive script.

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KARON OWEN BOWDRE  
CHIEF UNITED STATES DISTRICT JUDGE