

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

THOMAS GADDIS,	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No. 1:21-cv-00532-AKK-SGC
	)	
THE ATTORNEY GENERAL OF	)	
THE STATE OF ALABAMA, <i>et al.</i> ,	)	
	)	
Respondents.	)	

**MEMORANDUM OPINION**

The magistrate judge entered a report on May 12, 2021, recommending this petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 by Thomas Gaddis be dismissed for failing to assert any claims cognizable, or seek any relief available, in a federal habeas corpus action and/or for failing to exhaust state court remedies. (Doc. 5 at 9). Additionally, the magistrate judge recommended a certificate of appealability be denied. (Doc. 5 at 9-10). While advised of his right to file specific written objections to the report and recommendation within fourteen (14) calendar days (Doc. 5 at 10), Gaddis has not submitted objections, or any other response, within the prescribed time.

After careful consideration of the record in this case and the magistrate judge's report, the court **ADOPTS** the report and **ACCEPTS** her recommendations. In accordance with the recommendations, the court finds Gaddis's federal habeas

petition is due to **DISMISSED**. Furthermore, because the petition does not present issues that are debatable among jurists of reason, a certificate of appealability is due to be **DENIED**. *See* 28 U.S.C. § 2253(c); *Slack v. McDaniel*, 529 U.S. 473, 484-85 (2000); Rule 11(a), *Rules Governing § 2254 Proceedings*.

A separate order will be entered.

**DONE** the 7th day of June, 2021.

  
\_\_\_\_\_  
**ABDUL K. KALLON**  
UNITED STATES DISTRICT JUDGE