

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

CHARLES EDWARD DRAPER,)
)
 Petitioner,)
)
 vs.) **Case No. 2:17-cv-1542-VEH-TMP**
)
 WARDEN GORDY; et al.,)
)
 Respondents.)

MEMORANDUM OPINION

The magistrate judge filed his report and recommendation on November 7, 2017, recommending dismissal of petitioner's 28 U.S.C. § 2254 petition for *habeas corpus* relief. (Doc. 6). Petitioner filed objections to the report and recommendation. (Doc. 7). Having now carefully considered *de novo* all the materials in the court file, including the report and recommendation and the objections, the court is of the opinion that the magistrate judge's report is due to be **ADOPTED** and the recommendation **ACCEPTED**.

It is therefore **ORDERED** that the claim for *habeas corpus* relief pursuant to 28 U.S.C. § 2254 in the above-styled cause be and hereby is **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction.

DONE the 30th day of November, 2017.

A handwritten signature in black ink, appearing to read "V. Emerson Hopkins", written in a cursive style.

VIRGINIA EMERSON HOPKINS

United States District Judge