Partain v. Mitchem et al

Doc. 9

FILED
2014 Jan-06 PM 04:54
U.S. DISTRICT COURT
N.D. OF ALABAMA

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

MARK ANTHONY PARTAIN,	)	
	)	
Petitioner,	)	
	)	
vs.	)	ACTION NO. 5:10-cv-2520-MHH-JHE
	)	
WARDEN BILLY MITCHEM,	)	
ET AL.,	)	
	)	
Respondents.	)	

MEMORANDUM OPINION

This matter concerns a 28 U.S.C. § 2254 habeas corpus petition. On December 20, 2013, the magistrate judge entered a report in which he recommended that the Court grant the respondents' motion for summary judgment and dismiss the action. (Doc. 7). Mr. Partain filed a timely objection to the report and recommendation, (Doc. 8); however, his objection does not address the grounds on which the magistrate judge recommended dismissal of this action.

The Court has reviewed the record in this action, including the report and recommendation and Mr. Partain's objection to the report and recommendation. The Court ADOPTS AND APPROVES the magistrate judge's findings and ACCEPTS his report and recommendation.

Dockets.Justia.com

Accordingly, this habeas petition is due to be dismissed. An appropriate order will be entered.

DONE and **ORDERED** this 6th day of January, 2014.

MADELINE HUGHES HAIKALA
UNITED STATES DISTRICT JUDGE