

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

DOUGLAS LOUIS KEENUM,)
)
Petitioner,)
)
v.) Case Number: 5:11-cv-02460-LSC
)
WARDEN BILLY MITCHEM and THE)
ATTORNEY GENERAL FOR THE)
STATE OF ALABAMA,)
)
Respondents.

MEMORANDUM OPINION

On May 22, 2014, the magistrate judge entered a Report and Recommendation, (doc. 11), recommending that the petition for writ of habeas corpus be dismissed with prejudice. A copy of the report and recommendation was mailed to Petitioner at his last known address, but returned as undeliverable. (Doc. 12). A search of the Alabama Department of Corrections online database indicates Petitioner is no longer incarcerated. *See* <http://doc.state.us/InmateInfo.aspx>. Petitioner has failed to provide the Court with an updated address. Accordingly, no objections have been filed.

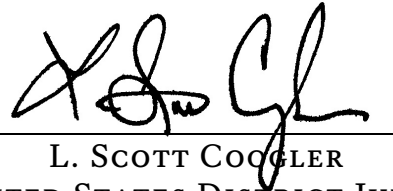
The Court has considered the entire file in this action, together with the report and recommendation, and has reached an independent conclusion that the report and recommendation is due to be adopted and approved.

Accordingly, the Court hereby adopts and approves the findings and recommendation of the magistrate judge as the findings and conclusions of this court. The petition for writ of habeas corpus is due to be DISMISSED. A separate Order will be entered.

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 jurist would find the district court’s assessment of the constitutional claims debatable and 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.

Done this 3rd day of June 2014.

A handwritten signature in black ink, appearing to read 'L. Scott Coogler', is written over a horizontal line.

L. SCOTT COOGLER
UNITED STATES DISTRICT JUDGE
[160704]