

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

BRANDON H. MUSTON,)
)
Petitioner,)
)
v.)
)
STATE OF ALABAMA,)
)
Respondent.)

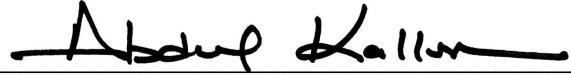
Case No. 2:15-cv-02043-AKK-TMP

MEMORANDUM OPINION

On January 1, 2016, the magistrate judge filed his Report and Recommendation in the above-styled cause, recommending that this petition for *habeas corpus* relief filed pursuant to 28 U.S.C. § 2254 be dismissed without prejudice. To date, no objections to the Report and Recommendation have been filed. Having now carefully reviewed and considered *de novo* all the materials in the court file, including Petitioner’s objections and the Report and Recommendation, the Court is of the opinion that the report is due to be **ADOPTED**, and the recommendation **ACCEPTED**. Consequently, the petition for writ of *habeas corpus* filed pursuant to 28 U.S.C. § 2254 in the above-styled cause is due to be **DISMISSED WITHOUT**

PREJUDICE. An order of final judgment will be entered contemporaneously herewith.

DONE the 11th day of February, 2016.

A handwritten signature in black ink, appearing to read "Abdul Kallon", written over a horizontal line.

ABDUL K. KALLON
UNITED STATES DISTRICT JUDGE