

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION

DANA MICHELLE FLIPPO,)	
)	
Petitioner,)	
)	
v.)	Case No. 7:20-cv-1298-LSC-GMB
)	
WARDEN CHAD GARRETT,)	
)	
Respondent.)	

MEMORANDUM OPINION

On November 23, 2020, the Magistrate Judge entered a report recommending that the court dismiss Petitioner Dana Michelle Flippo’s 28 U.S.C. § 2241 petition for writ of habeas corpus. Doc. 12. Petitioner objects to the report and recommendation on the basis that § 2241 is the correct avenue to challenge her confinement and asks that the court grant the petition because she faces a risk of severe illness from COVID-19 based on her medical condition. Doc. 13.

The court **OVERRULES** Petitioner’s objections. First, the Magistrate Judge found that Petitioner’s filing was properly considered to be a § 2241 petition. Doc. 12 at 4. Second, the Magistrate Judge correctly concluded that Petitioner is not entitled to habeas relief. Doc. 12 at 6–8. Accordingly, the court **ADOPTS** the report and **ACCEPTS** the recommendation to dismiss Petitioner’s § 2241 petition without prejudice.

The court will enter a separate final order consistent with this opinion.

DONE and **ORDERED** on December 29, 2020.

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

L. Scott Cogler
United States District Judge

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