

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

DARRELL AMOS TAITE,	:	
	:	
Petitioner.	:	
	:	
vs.	:	CIVIL ACTION 10-0184-KD-M
	:	
WARDEN BRUCE PEARSON,	:	
	:	
Respondent.	:	

ORDER

After due and proper consideration of all pleadings in this file, and there having been no objections filed, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is adopted as the opinion of this Court with the following amendment: The habeas petition shall be dismissed instead of denied.

Accordingly, it is ORDERED that Respondent's Motion to Dismiss (Doc. 12) be GRANTED, that Petitioner's § 2241 petition (Docs. 1-2) be DISMISSED, and that this action be DISMISSED.

DONE this September 3, 2010.

s/ Kristi K. DuBose  
KRISTI K. DuBOSE  
UNITED STATES DISTRICT JUDGE