

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

GARY LEWIS MARSHALL,)
)
 Petitioner,)
)
 vs.)
)
 KENNETH JONES, and the)
 ATTORNEY GENERAL of)
 ALABAMA,)
)
 Respondents.)

Civil Action 10-00496-KD-N

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a *de novo* determination of those portions of the recommendation to which objection is made, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated February 28, 2011, is **ADOPTED** as the opinion of this Court.

DONE this 11th day of March, 2011.

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