

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

WILLIAM HERBERT VILLAR,	:	
	:	
Petitioner,	:	
	:	
vs.	:	CIVIL ACTION NO. 11-00055-WS-B
	:	
TONY PATTERSON,	:	
	:	
Respondent.	:	

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 Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that this action be and is hereby **DISMISSED without prejudice** as successive pursuant to 28 U.S.C. § 2244(b)(3)(A). The court further finds that Petitioner is not entitled to a certificate of appealability.

DONE this 20th day of September, 2012.

s/WILLIAM H. STEELE
CHIEF UNITED STATES DISTRICT JUDGE