

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

<p>SCOTT A. FRYE, AIS # 00278148,</p> <p style="padding-left: 40px;">Petitioner,</p> <p>vs.</p> <p>JEFFERSON S. DUNN, Commissioner, Alabama Department of Corrections,</p> <p style="padding-left: 40px;">Respondent.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>CIVIL ACTION NO. 14-00192-CG-N</p>
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ORDER

After due and proper consideration of the issues raised, and a de novo determination of those portions of the recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B)-(C) and Rule 8(b) of the Rules Governing Section 2254 Cases in the United States District Courts, and dated May 4, 2015, is **ADOPTED** as the opinion of this Court.

Accordingly, it is **ORDERED** that the Petitioner's petition for habeas corpus relief under 28 U.S.C. § 2254 (Doc. 1) is **DENIED**, that this action is **DISMISSED with prejudice**, and that Petitioner is not entitled to a certificate of appealability or to appeal in forma pauperis.¹

DONE and ORDERED this 19th day of May, 2015.

/s/ Callie V. S. Granade

UNITED STATES DISTRICT JUDGE

¹ The Petitioner's Motion for Report and Recommendation docketed October 7, 2014 (Doc. 7) is **DENIED as moot**.