

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

FREDDIE DEMOND HEARD,

Petitioner,

vs.

CARTER DAVENPORT,

Respondent.

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* CIVIL ACTION NO. 15-00462-WS-B

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 Petitioner's petition be dismissed and that any motion for a Certificate of Appealability or for permission to appeal *in forma pauperis* be **DENIED**.

DONE this 7th day of August, 2018.

s/WILLIAM H. STEELE
UNITED STATES DISTRICT JUDGE