

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

<p><b>FREDDIE DEMOND HEARD,</b></p> <p style="padding-left: 40px;"><b>Petitioner,</b></p> <p><b>vs.</b></p> <p><b>CARTER DAVENPORT,</b></p> <p style="padding-left: 40px;"><b>Respondent.</b></p>	<p>*</p> <p>*</p> <p>*</p> <p>*</p> <p>*</p> <p>*</p> <p>*</p> <p>*</p> <p>*</p>	<p><b>* CIVIL ACTION NO. 15-00462-WS-B</b></p>
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**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 7<sup>th</sup> day of August, 2018.

**s/WILLIAM H. STEELE**  
**UNITED STATES DISTRICT JUDGE**