

**THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
CENTRAL DIVISION**

HENRY A. HARMON
ADC #103609

PETITIONER

v.

Case No. 4:24-cv-00373-KGB

DEXTER PAYNE, Director,
Arkansas Division of Correction

RESPONDENT

ORDER

Before the Court are a Recommended Disposition (“Recommendation”) submitted by United States Magistrate Judge Patricia S. Harris (Dkt. No. 15) and a motion to dismiss filed by respondent Dexter Payne (Dkt. No. 10). Petitioner Henry A. Harmon filed objections to the Recommendation (Dkt. No. 16). After conducting a *de novo* review of the record, the Court adopts the Recommendation in its entirety as this Court’s findings in all respects. For the reasons stated in the Recommendation, the Court grants the motion to dismiss (Dkt. No. 10). Mr. Harmon’s amended petition for a writ of *habeas corpus* is dismissed without prejudice (Dkt. No. 5). The Court declines to issue a certificate of appealability. Mr. Harmon may still apply to the Eighth Circuit Court of Appeals for a certificate of appealability. *See* 28 U.S.C. § 2253(c)(1)(B).

It is so ordered this 29th day of January, 2025.



Kristine G. Baker
Kristine G. Baker
Chief United States District Judge